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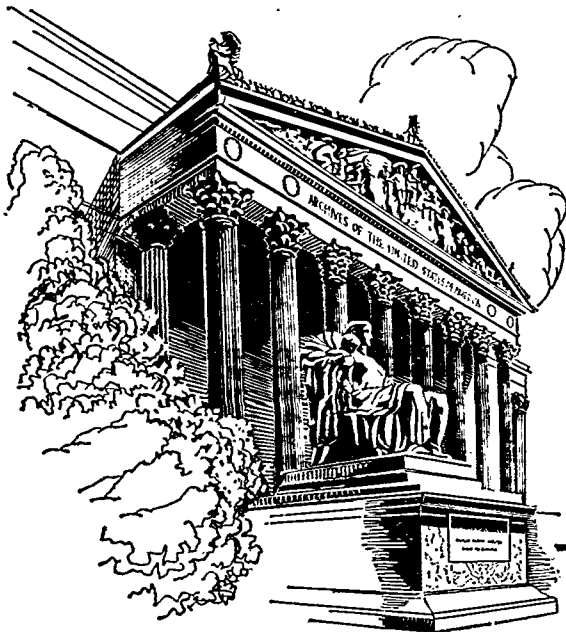
Thursday, August 25, 1966 • Washington, D.C.

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Agricultural Stabilization and
Conservation Service
Army Department
Civil Aeronautics Board
Coast Guard
Consumer and Marketing Service
Customs Bureau
Engineers Corps
Fiscal Service
Fish and Wildlife Service
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Interior Department
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Land Management Bureau
Maritime Administration
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Treasury Department

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A cumulative guide is published separately at the end of each month. The guide lists the parts and sections affected by documents published since January 1, 1966, and specifies how they are affected.

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Title 7—AGRICULTURE

Chapter I—Consumer and Marketing Service (Standards, Inspections, Marketing Practices), Department of Agriculture

PART 28—COTTON CLASSING, TESTING, AND STANDARDS

Subpart A—Regulations Under the U.S. Cotton Standards Act

REDUCTION OF MINIMUM FEE FOR COTTON CLASSING

Statement of consideration. Paragraph (c) of § 28.116 of the regulations under the U.S. Cotton Standards Act now provides for a minimum fee of \$3.50 for cotton classing services. Most of the classing now performed under these regulations is in connection with cotton sales programs of the Commodity Credit Corporation. The large volume of cotton being classed for these programs justifies a reduction in the minimum fee from \$3.50 to \$2.00.

This amendment will benefit handlers of small lots of cotton and should be made effective as soon as possible. No advance preparation on the part of the users of the cotton classification service is necessary. Accordingly, pursuant to section 4 of the Administrative Procedures Act (5 U.S.C. 1003), it is found upon good cause that notice and public procedure on this amendment is impractical, unnecessary, and contrary to the public interest and good cause is found for making the amendment effective less than 30 days after publication in the FEDERAL REGISTER.

The amendment is as follows:

Paragraph (c) of § 28.116 is amended to read:

§ 28.116 Amounts of fees for classification; exemption.

* * * * *

(c) A minimum fee of \$2.00 shall be assessed for services described in paragraphs (a) and (b) of this section for each lot or mark of cotton reported or handled separately, unless the request for service is so worded that the samples become Government property immediately after classification.

* * * * *

(Sec. 10, 42 Stat. 1519; 7 U.S.C. 61)

Effective date. This amendment shall become effective on September 1, 1966.

Dated: August 22, 1966.

G. R. GRANGE,
Deputy Administrator,
Marketing Services.

[F.R. Doc. 66-9274; Filed, Aug. 24, 1966; 8:48 a.m.]

Chapter III—Agricultural Research Service, Department of Agriculture

PART 354—OVERTIME SERVICES RELATING TO IMPORTS AND EXPORTS

Commuted Travel Time Allowances

Pursuant to the authority conferred upon the Director of the Plant Quarantine Division by § 354.1 of the regulations concerning overtime services relating to imports and exports, effective July 31, 1966 (7 CFR 354.1), administrative instructions (7 CFR 354.2), effective January 27, 1966, as amended March 19, 1966, April 23, 1966, June 9, 1966, and July 15, 1966 (31 F.R. 1052, 4722, 6247, 8113, 9593), prescribing the commuted travel time that shall be included in each period of overtime duty are hereby amended by adding to and deleting from the "lists" therein as follows:

§ 354.2 Administrative instructions prescribing commuted travel time.

* * * * *

OUTSIDE METROPOLITAN AREA

ONE HOUR

Add: Brown Field, Calif. (served from San Ysidro, Calif.).

* * * * *

THREE HOURS

Add: Norton AFB, Calif. (served from El Toro MCAS, Calif.).

* * * * *

FOUR HOURS

Delete: Norton AFB, Calif. (served from El Toro MCAS, Calif.).

* * * * *

These commuted travel time periods have been established as nearly as may be practicable to cover the time necessarily spent in reporting to and returning from the place at which the employee performs such overtime duty when such travel is performed solely on account of such overtime duty. Such establishment depends upon facts within the knowledge of the Plant Quarantine Division. It is to the benefit of the public that these instructions be made effective at the earliest practicable date. Accordingly, pursuant to the provisions of section 4 of the Administrative Procedure Act (5 U.S.C. 1003), it is found upon good cause that notice and public procedure on these instructions are impracticable, unnecessary, and contrary to the public interest, and good cause is found for making these instructions effective less than 30 days after publication in the FEDERAL REGISTER.

(64 Stat. 561; 5 U.S.C. 576)

This amendment shall become effective August 25th 1966.

Done at Hyattsville, Md., this 19th day of August 1966.

[SEAL] F. A. JOHNSTON,
Director,
Plant Quarantine Division.

[F.R. Doc. 66-9246; Filed, Aug. 24, 1966; 8:46 a.m.]

Chapter VII—Agricultural Stabilization and Conservation Service (Agricultural Adjustment), Department of Agriculture

SUBCHAPTER B—FARM MARKETING QUOTAS AND ACREAGE ALLOTMENTS

[Amdt. 11]

PART 730—RICE

Subpart—Regulations for Determination of Acreage Allotments for 1964 and Subsequent Crops of Rice

Miscellaneous Amendments

On page 9420 of the FEDERAL REGISTER of July 9, 1966 (31 F.R. 9420) was published a notice of proposed rule making to issue amendments to the regulations for determination of acreage allotments for 1964 and subsequent crops of rice. Interested persons were given 30 days after publication of such notice in which to submit written data, views, or recommendations with respect to the proposed amendments.

No data, views, or recommendations were received and the proposed amendments are adopted with certain additions as set forth below:

1. A basis and purpose paragraph is added at the beginning of the amendments.
2. An effective date provision is added.
3. An authority clause is added immediately following the effective date provision.

Signed at Washington, D.C., on August 19, 1966.

H. D. GODFREY,
Administrator, Agricultural Stabilization and Conservation Service.

Basis and purpose. The amendments herein are issued pursuant to and in accordance with the Agricultural Adjustment Act of 1938, as amended.

The purpose of these amendments is to (1) remove the definition of developed rice land from § 730.1511 and (2) remove the reference to developed rice land from the various sections of the regulations. Adjustments in allotments were previously related to the ratio of base acreages and allotments to developed rice land on farms. Rice acreage allotments have now been in effect since 1955 and the relationship of such allotments between farms is currently well established. Therefore, the maintenance of a record

of the developed rice land on the farm is no longer considered practical. However, a cropland figure will be maintained as is currently being done on all farms.

Amendment numbered 6 is to paragraph (e) of § 730.1527. As originally published in the FEDERAL REGISTER (28 F.R. 13260), this paragraph was erroneously designated "(c)"; in the Code of Federal Regulations, Title 7, Parts 400 to 899 (revised as of Jan. 1, 1965), the paragraph was correctly designated "(e)" (7 CFR § 730.1527(e)).

1. Section 730.1511 is amended by deleting paragraph (b).

2. Paragraph (f) of § 730.1516 is amended by changing subdivision (i) of subparagraph (2) thereof to read:

(i) The acreage of cropland on the farm available for the production of rice.

3. Paragraph (g) of § 730.1516 is amended by deleting the phrase "developed rice land" from the second sentence of subdivision (ii) of subparagraph (2) thereof.

4. Paragraph (a) of § 730.1521 is amended by deleting the phrase "the developed rice land acres" from the second sentence thereof.

5. Section 730.1526 is amended by changing the first sentence thereof to read: "In a farm State, each producer, to the extent that such information is found necessary and is not already available to the county committee, shall furnish the county committee of the county in which such farm is located, information requested by the county committee relative to changes in operations or control of the farm, size of the farm, or changes in the acreage of cropland on the farm."

6. Paragraph (e) of § 730.1527 is amended by changing subsection (i) of subparagraph (2) thereof to read:

(i) The acreage of cropland on the farm available for the production of rice.

Effective date. Thirty days after publication in the FEDERAL REGISTER.

(Secs. 301, 353, 375, 52 Stat. 38, as amended, 61, as amended, 66, as amended; 7 U.S.C. 1301, 1353, 1375)

[F.R. Doc. 66-9247; Filed, Aug. 24, 1966; 8:46 a.m.]

Chapter IX—Consumer and Marketing Service (Marketing Agreements and Orders; Fruits, Vegetables, Nuts), Department of Agriculture

PART 987—DOMESTIC DATES PRODUCED OR PACKED IN A DESIGNATED AREA OF CALIFORNIA

Expenses of the Date Administrative Committee and Rate of Assessment for 1966-67 Crop Year

Notice was published in the August 11, 1966, issue of the FEDERAL REGISTER (31 F.R. 10692) regarding proposed expenses of the Date Administrative Committee for the 1966-67 crop year and rate of assessment for that crop year, pursuant to §§ 987.71 and 987.72 of the

marketing agreement, as amended, and (Order No. 987), as amended (7 CFR Part 987), regulating the handling of domestic dates produced or packed in a designated area of California. The marketing agreement and order are effective under the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674).

The notice afforded interested persons an opportunity to submit written data, views, or arguments with respect to the proposal. None were submitted within the prescribed time.

After consideration of all relevant matter presented, including that in the notice, the information and recommendations submitted by the Date Administrative Committee, and other available information, it is found that the expenses of the Date Administrative Committee and the rate of assessment for the crop year beginning August 1, 1966, shall be as follows:

§ 987.311 Expenses of the Date Administrative Committee and rate of assessment for the 1966-67 crop year.

(a) **Expenses.** Expenses in the amount of \$36,630 are reasonable and likely to be incurred by the Date Administrative Committee during the crop year beginning August 1, 1966, for its maintenance and functioning and for such other purposes as the Secretary may, pursuant to the applicable provisions of this part, determine to be appropriate.

(b) **Rate of assessment.** The rate of assessment for that crop year which each handler is required, pursuant to § 987.72, to pay to the Date Administrative Committee as his pro rata share of the expenses is fixed at 11 cents per hundredweight on all dates he has certified during the crop year as meeting the requirements for marketable dates, including the eligible portion of any field-run dates certified and set aside or disposed of pursuant to § 987.45(f).

It is found that good cause exists for not postponing the effective time of this action until 30 days after publication in the FEDERAL REGISTER (5 U.S.C. 1003 (c)) in that: (1) The relevant provisions of said marketing agreement and this part require that the rate of assessment fixed for a particular crop year shall be applicable to all dates certified during that crop year as meeting the requirements for marketable dates, including the eligible portion of certain field-run dates; and (2) the current crop year began on August 1, 1966, and the rate of assessment herein fixed will automatically apply to all such dates beginning with that date.

(Secs. 1-19, 48 Stat. 31, as amended; 7 U.S.C. 601-674)

Dated: August 22, 1966.

PAUL A. NICHOLSON,
Acting Director,
Fruit and Vegetable Division.

[F.R. Doc. 66-9279; Filed, Aug. 24, 1966; 8:49 a.m.]

Title 19—CUSTOMS DUTIES

Chapter I—Bureau of Customs, Department of the Treasury

[T.D. 66-176]

PART 4—VESSELS IN FOREIGN AND DOMESTIC TRADES

Transportation of Empty Cargo Vans and Shipping Tanks Coastwise

August 19, 1966.

Section 27, Merchant Marine Act, 1920, as amended (46 U.S.C. 883), prohibits, with specified exceptions, the transportation of merchandise in the coastwise trade by vessels other than those built in and documented under the laws of the United States and owned by citizens of the United States. Section 27 also excludes from the coastwise trade certain vessels which, though built, owned, and documented in the United States, have for a reason set forth in the act forfeited the right to participate in the coastwise trade.

Public Law 89-194, approved September 21, 1965 (79 Stat. 823), amended section 27 by adding a proviso thereto to the effect that upon such terms and conditions as the Secretary of the Treasury by regulation may prescribe, and if the transporting vessel is of foreign registry, upon a finding by the Secretary, pursuant to information obtained and furnished by the Secretary of State, that the government of the nation of registry extends reciprocal privileges to vessels of the United States, the prohibitions of section 27 shall not apply to the transportation of empty cargo vans, empty lift vans, and empty shipping tanks by vessels of the United States not qualified to engage in the coastwise trade, or by vessels of foreign registry, so long as such vans are owned or leased by the owner or operator of the transporting vessels and are being transported for use in the carriage of cargo in foreign trade.

On the basis of information obtained and furnished by the Department of State, it is found that the Governments of Belgium, Denmark, the Federal Republic of Germany, Norway, and the United Kingdom, extend to vessels of the United States privileges reciprocal to those granted under the new provision.

To provide a uniform procedure for movements permitted under this amendment to section 27, and to designate the nations qualifying for such privileges, Part 4 of the Customs Regulations is amended by adding a new § 4.93 reading as follows:

§ 4.93 Coastwise transportation of containers by certain vessels; procedures.

(a) Vessels of the United States prohibited from engaging in the coastwise trade and vessels of nations found to grant reciprocal privileges to vessels of the United States may transport empty cargo vans, empty lift vans, and empty shipping tanks between points embraced within the coastwise laws of the United States provided such empty vans and

tanks are (1) owned or leased by the owner or operator of the transporting vessels and (2) are being transported for use in the carriage of cargo in foreign trade.¹²⁵

(b) Findings have been made that the following nations extend to vessels of the United States privileges reciprocal to those provided for in paragraph (a) of this section:

| | |
|------------------|-----------------|
| Belgium. | Norway. |
| Denmark. | United Kingdom. |
| Germany, Federal | |
| Republic of. | |

(c) Any vessel manifest required to be filed under this part shall describe any empty cargo van, lift van, or shipping tank laden aboard and transported from one United States port to another giving its identifying numbers or symbols, the name of the shipper and consignee, and the destination, and shall include a statement that such van or tank is owned or leased by the owner or operator of the vessel and is being transported for use in the carriage of cargo in foreign trade. (Sec. 27, 41 Stat. 999, as amended; 46 U.S.C. 883.)

(R.S. 161, as amended, 251, sec. 624, 46 Stat. 759, sec. 2, 23 Stat. 118, as amended; 5 U.S.C. 22, 19 U.S.C. 66, 1624, 46 U.S.C. 2)

[SEAL] LESTER D. JOHNSON,
Commissioner of Customs.

Approved:

JAMES POMEROY HENDRICK,
Acting Assistant Secretary
of the Treasury.

[F.R. Doc. 66-9282; Filed, Aug. 24, 1966;
8:49 a.m.]

[T.D. 66-175]

PART 19—CUSTOMS WAREHOUSES AND CONTROL OF MERCHANDISE THEREIN

Reimbursement for Services of Customs Warehouse Officers by Bonded Warehouses Proprietors

Section 19.5(b) of the Customs Regulations provides that after the first hour of a visit to a bonded warehouse or public store, the proprietor shall be charged for the services of a customs employee temporarily assigned to act as a customs warehouse officer in multiples of 1 hour, fractional parts of the last hour of less than 30 minutes being disregarded. The

¹²⁵ " * * * Provided, further, That upon such terms and conditions as the Secretary of the Treasury by regulation may prescribe, and, if the transporting vessel is of foreign registry, upon a finding by the Secretary of the Treasury, pursuant to information obtained and furnished by the Secretary of State, that the government of the nation of registry extends reciprocal privileges to vessels of the United States, this section shall not apply to the transportation of empty cargo vans, empty lift vans, and empty shipping tanks by vessels of the United States not qualified to engage in the coastwise trade, or by vessels of foreign registry, so long as such vans or tanks are owned or leased by the owner or operator of the transporting vessels and are being transported for use in the carriage of cargo in foreign trade." (46 U.S.C. 883)

following amendment is made to provide that the warehouse proprietor will be charged for the services of a customs employee temporarily assigned to act as a customs warehouse officer in multiples of 1 hour, any fractional part of the last hour to be counted as 1 hour when the work is performed during a regularly-scheduled tour of duty of the employee or between the hours of 8 a.m. and 5 p.m. on weekdays when the employee has no regularly-scheduled tour of duty. This is the basis on which payment is made by the Government to such employees.

The penultimate sentence of § 19.5(b) is amended to read as follows: "The time charged shall include any time within the regular working hours of the employee required for travel between the duty assignment and the place where the employee is regularly employed excluding lunch periods, charged in multiples of 1 hour, any fractional part of an hour to be charged as 1 hour when the services are performed during the regularly-scheduled tour of duty of the warehouse officer or between the hours of 8 a.m. and 5 p.m. on weekdays when the officer has no regularly-scheduled tour of duty."

(Secs. 555, 624, 46 Stat. 743, 759; 19 U.S.C. 1555, 1624)

This amendment merely makes a minor change in the basis for computing the amount of the charge to be made for reimbursable services so as to conform such charge to the amount paid by the Government to the employee who performs the services. Accordingly, notice and public procedure under section 4 of the Administrative Procedure Act (5 U.S.C. 1003) are found to be unnecessary and good cause is found for dispensing with the delayed effective date provision of said section. This amendment shall, therefore, become effective on the date of publication in the FEDERAL REGISTER.

[SEAL] LESTER D. JOHNSON,
Commissioner of Customs.

Approved: July 8, 1966.

TRUE DAVIS,
Assistant Secretary.

[F.R. Doc. 66-9281; Filed, Aug. 24, 1966;
8:49 a.m.]

Title 21—FOOD AND DRUGS

Chapter I—Food and Drug Administration, Department of Health, Education, and Welfare

SUBCHAPTER B—FOOD AND FOOD PRODUCTS

PART 121—FOOD ADDITIVES

Subpart D—Food Additives Permitted in Food for Human Consumption

FATTY ACIDS

The Commissioner of Food and Drugs has received a petition (FAP 6A2003) from Fatty Acid Producers' Council, Division of the Soap and Detergent Association, 295 Madison Avenue, New York, N.Y. 10017, proposing that § 121.1070, the food additive regulation providing for safe use of fatty acids in

food and in the manufacture of food components, be amended:

A. To provide for the use of a screening method for determining the presence of chick-edema factor in the fatty acids that, within certain conditions, may be used in lieu of the bioassay method prescribed by paragraph (c) (2), and

B. To delete references to "other factors toxic to chicks" from the section.

From the available information it can be concluded that the anomalies presently identified as due to other toxic factors, which may be evidenced during the bioassay method for determining chick-edema factor, are directly associated with the same conditions or substances producing chick-edema factor, and the proposed physicochemical method is adequate as a screening test for detecting the chick-edema factor complex of toxicants.

Based on the information submitted in the petition, and other relevant material, the Commissioner has concluded that the regulation should be amended as petitioned. In addition, the references identifying the chick-edema bioassay procedure are updated to refer to the Official Methods of Analysis of the Association of Official Agricultural Chemists.

Therefore, pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(c) (1), 72 Stat. 1786; 21 U.S.C. 348(c) (1)), and under the authority delegated to the Commissioner by the Secretary of Health, Education, and Welfare (21 CFR 2.120; 31 F.R. 3008), § 121.1070 (b) (2) and (c) (2) and (3) are amended to read as follows:

§ 121.1070 Fatty acids.

* * * * *

(b) * * *

(2) It is free of chick-edema factor:

(i) As evidenced during the bioassay method for determining the chick-edema factor as prescribed in paragraph (c) (2) of this section; or

(ii) As evidenced by the absence of chromatographic peaks with a retention time relative to aldrin (R_A) of five or more using the gas chromatographic-microcoulometric method prescribed in paragraph (c) (3) of this section. If chromatographic peaks are found with R_A values of five or more, it shall meet the requirements of the bioassay method prescribed in paragraph (c) (2) of this section for determining chick-edema factor.

(c) * * *

(2) Chick-edema factor shall be determined by the bioassay method described in Official Methods of Analysis of the Association of Official Agricultural Chemists, 10th Edition (1965), sections 26.087 through 26.091.

(3) The gas chromatographic-microcoulometric method for testing fatty acids for chick-edema shall be the method described in Official Methods of Analysis of the Association of Official Agricultural Chemists, 10th Edition (1965), sections 26.092 through 26.096, except that the following procedure is substituted for that described in section 26.092(b):

Activated alumina.—(Fisher No. A540 or equivalent.) Activate 250-gram portions by heating 4 hours at 260° C. Transfer without cooling to dry container and close tightly. Use within 1 week after preparation. Check activated Al_2O_3 by analysis of a reference standard by examining fractions 2 and 3. Chick-edema factor should elute in Al_2O_3 fraction 3 as indicated by the gas chromatogram. (A sample of the reference standard may be obtained on request from the Bureau of Science, Food and Drug Administration, Washington, D.C. 20204.)

Any person who will be adversely affected by the foregoing order may at any time within 30 days from the date of its publication in the *FEDERAL REGISTER* file with the Hearing Clerk, Department of Health, Education, and Welfare, Room 5440, 330 Independence Avenue SW., Washington, D.C. 20201, written objections thereto, preferably in quintuplicate. Objections shall show wherein the person filing will be adversely affected by the order and specify with particularity the provisions of the order deemed objectionable and the grounds for the objections. If a hearing is requested, the objections must state the issues for the hearing. A hearing will be granted if the objections are supported by grounds legally sufficient to justify the relief sought. Objections may be accompanied by a memorandum or brief in support thereof.

Effective date. This order shall become effective on the date of its publication in the *FEDERAL REGISTER*.

(Sec. 409(c)(1), 72 Stat. 1786; 21 U.S.C. 348(c)(1))

Dated: August 18, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-9263; Filed, Aug. 24, 1966;
8:47 a.m.]

SUBCHAPTER C—DRUGS

PART 144—ANTIBIOTIC DRUGS; EXEMPTION FROM LABELING AND CERTIFICATION REQUIREMENTS

Microbiological Culture Media Containing Antibiotics

Under the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 507, 59 Stat. 463 as amended; 21 U.S.C. 357) and delegated to the Commissioner of Food and Drugs by the Secretary (21 CFR 2.90), Part 144 is amended by adding thereto the following new section:

§ 144.12 Microbiological culture media containing antibiotics.

Microbiological culture media that contain any certifiable antibiotic drug subject to the regulations in this chapter shall be exempt from the requirements of sections 502(l) and 507 of the act if:

(a) They are intended for use in tissue culture and the antibiotic drug is added solely for use as an aid in the prevention of microbial contamination; or

(b) They are intended for use in the isolation of selected organisms from mixed cultures and the antibiotic drug is added solely for use as an aid in such isolation; and

(c) The certifiable antibiotic drug used in such culture media complies with the applicable standards of identity, strength, quality, and purity prescribed therefor.

I find that no question of safety or efficacy is involved in relation to microbiological culture media containing antibiotic drugs, within the meaning of section 507(c) of the Federal Food, Drug, and Cosmetic Act, because of these intended uses, and that these articles are therefore exempt from the certification requirements of section 507. I further find that, since the amendment incorporated provides relief from such requirements, notice and public procedure and delayed effective date are unnecessary in this instance.

Effective date. This order shall become effective on the date of its publication in the *FEDERAL REGISTER*.

(Secs. 507, 701, 52 Stat. 1055, 59 Stat. 463, as amended; 21 U.S.C. 357, 371)

Dated: August 17, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-9264; Filed, Aug. 24, 1966;
8:47 a.m.]

PART 146d—CERTIFICATION OF CHLORAMPHENICOL AND CHLORAMPHENICOL - CONTAINING DRUGS

Chloramphenicol Otic and Topical

Under the authority vested in the Secretary of Health, Education, and Welfare by the Federal Food, Drug, and Cosmetic Act (sec. 507, 59 Stat. 463, as amended; 21 U.S.C. 357) and delegated by him to the Commissioner of Food and Drugs (21 CFR 2.120; 31 F.R. 3008), the antibiotic drug regulation for certification of chloramphenicol otic and topical is amended to change the expiration date from 12 months to up to 30 months. Accordingly, § 146d.308(c) (1) (i) is amended to read as follows:

§ 146d.308 Chloramphenicol otic; chloramphenicol topical.

(c) * * *

(1) * * *

(i) The statement "Expiration date _____," the blank being filled in with the date that is 12 months after the month during which the batch was certified, except that the blank may be filled in with the date that is 18, 24, or 30 months after the month during which the batch was certified if the person who requests certification has submitted to the Commissioner results of tests and assays showing that after having been stored for such period of time such drug as prepared by him complies with the standards prescribed by paragraph (a) of this section.

Notice and public procedure and delayed effective date are unnecessary prerequisites to the promulgation of this order, and I so find, since the change in expiration is such that it cannot be applied to any specific product unless and until its manufacturer has supplied adequate data regarding that article.

Effective date. This order shall become effective upon publication in the *FEDERAL REGISTER*.

(Sec. 507, 59 Stat. 463, as amended; 21 U.S.C. 357)

Dated: August 17, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-9265; Filed, Aug. 24, 1966;
8:47 a.m.]

Title 42—PUBLIC HEALTH

Chapter I—Public Health Service, Department of Health, Education, and Welfare

SUBCHAPTER D—GRANTS

PART 51—GRANTS TO STATES FOR PUBLIC HEALTH SERVICES

Allotments; Payments; Expenditure

Notice of proposed rule making, public rule making procedures, and delay in effective date have been omitted as unnecessary in the issuance of the following amendments to this part which relate solely to grants to States for public health services. The purpose of these amendments is to revise the allotment, payment, and expenditure provisions of the regulations in order to conform to the letter of credit system applicable to this program (Treasury Department Circular No. 1075, May 28, 1964).

Pursuant to section 314(j) of the Public Health Service Act, as amended (58 Stat. 695; 42 U.S.C. 246(j)), these amendments are made after consultation with, and with the agreement of, a conference of the State health authorities.

Effective date. These amendments shall become effective on the date of publication in the *FEDERAL REGISTER*.

1. Section 51.1 is amended by adding a new paragraph (m) to read as follows:

§ 51.1 Definitions.

(m) "Payments" include withdrawals by a State health authority against a Federal letter of credit in order to obtain funds available to it under a State's allotment.

2. Section 51.4 is amended by revoking paragraph (d) and revising paragraph (c) to read as follows:

§ 51.4 Allotments; estimates; time of making; duration.

(c) Allotments for each program for the first 6 months shall be made prior to the beginning of the fiscal year or as

soon thereafter as practicable, and shall equal the total sum determined to be available for allotment during the fiscal year. At the end of the second quarter, the amounts of all allotments for the first 6-month period which are in excess of the amounts of Federal funds required to carry out the State plans for the fiscal year, as approved by the Surgeon General not later than December 31, shall become available for supplemental allotments and may be allotted among the States in the same manner as moneys which had been previously allotted.

(d) [Revoked]

3. Section 51.8 is amended by revoking paragraph (d) and revising paragraphs (a) and (c) to read as follows:

§ 51.8 Payments to States; to cooperating agencies.

(a) Payments from allotments to a State may be made only after a plan has been approved. Payments from allotments to a State shall not exceed the allotment to such State or the total estimated expenditure necessary for carrying out the plan as approved, whichever is less. Payments shall be made only at such times and in such amounts as required to meet the immediate needs of the State or cooperating agency.

(c) All payments shall be made to the State, except, with respect to the heart disease control program, the amounts from the State's allotment may be certified for payment to a cooperating agency upon recommendation by the State health authority when (1) the State health authority has not prior to August 1 of the fiscal year for which allotment is made, presented and had approved a plan, or (2) the State is not authorized by law to make payments to a cooperating agency.

(d) [Revoked]

4. Paragraph (c) of § 51.10 is revised to read as follows:

§ 51.10 Expenditure of Federal grant funds.

(c) All encumbrances of Federal grant funds shall be liquidated within 2 years after the end of the fiscal year in which the encumbrance was incurred unless otherwise authorized by the Surgeon General or other officials to whom he has delegated authority to approve plans. The amount of encumbrances not so liquidated will be treated as constituting a part of the unencumbered balance at the end of the second succeeding fiscal year.

(Sec. 215, 58 Stat. 690, as amended; 42 U.S.C. 216. Interpret or apply sec. 314, 58 Stat. 693, as amended, sec. 6, 79 Stat. 430; 42 U.S.C. 246, 33 U.S.C. 553)

Dated: June 16, 1966.

[SEAL] WILLIAM H. STEWART, M.D.,
Surgeon General.

Approved: August 18, 1966.

WILBUR J. COHEN,
Acting Secretary.

[F.R. Doc. 66-9262; Filed, Aug. 24, 1966;
8:47 a.m.]

Title 32—NATIONAL DEFENSE

Chapter V—Department of the Army

SUBCHAPTER B—CLAIMS AND ACCOUNTS

PART 536—CLAIMS AGAINST THE UNITED STATES

Claims Arising From Activities of National Guard Personnel While Engaged in Duty or Training

Sections 536.140–536.152 are amended as follows:

1. Sections 536.140(b) and 536.141(a) are revised; in § 536.142, paragraph (b) is revised and new paragraphs (d) and (e) are added; and § 536.143 is revised, as follows:

§ 536.140 Definitions.

(b) *Army National Guard Personnel.* A member of the Army National Guard engaged in training or duty under title 32, United States Code, sections 316, 502, 503, 504, or 505, or any other provision of law for which he is entitled to pay under title 37, United States Code, section 206, or for which he has waived that pay, or a person who is employed under title 32, United States Code, section 709.

§ 536.141 Scope.

(a) Engaged in training or duty under title 32, United States Code, sections 316, 502, 503, 504, or 505, or any other provision of law for which he is entitled to pay under title 37, United States Code, section 206, or for which he has waived that pay, and providing he is acting within the scope of his employment.

§ 536.142 Claims payable.

(b) *Death or injury.* Only one claim arises. The amount allowed will, to the extent found practicable, be apportioned as prescribed by the law of the place where the incident occurred.

(d) *Noncombat activities.* A claim may be settled under §§ 536.140–536.152 if it arises from authorized activities essentially military in nature, having little parallel in civilian pursuits and which historically have been considered as furnishing a proper basis for payment of

claim, such as practice firing of missiles and weapons, training and field exercises, and maneuvers, including, in connection therewith, the operation of aircraft, and vehicles, and use and occupancy of real estate, and movement of combat or other vehicles designed especially for military use. Activities incident to combat, whether in time of war or not, are excluded.

(e) *Advance payments in aircraft and missile incidents.* Advance payments pursuant to Title 10, United States Code, section 2736, in partial settlement of meritorious claims to alleviate immediate hardship arising from incidents involving an aircraft or missile are authorized as provided in § 536.11c.

§ 536.143 Claims not payable.

A claim is not allowable under §§ 536.140–536.152 which—

(a) Results directly or indirectly from action by the enemy, or by U.S. Armed Forces engaged in armed conflict, or in immediate preparation for impending armed conflict;

(b) Results wholly or partly from the negligent or wrongful act of the claimant or his agent. The doctrine of comparative negligence is not applied;

(c) Is for personal injury or death of a member of the Armed Forces of the United States or a civilian employee incurred incident to his service;

(d) Is for reimbursement for medical, hospital, or burial expenses furnished at the expense of the United States or any State, territory, or the District of Columbia, the Canal Zone, or Puerto Rico;

(e) Falls under the Federal Employees' Compensation Act (39 Stat. 742, 5 U.S.C. 751), or the Longshoremen's and Harbor Workers' Compensation Act (44 Stat. 1424, 33 U.S.C. 901) as made applicable to civilian employees of non-appropriated fund instrumentalities of the U.S. Armed Forces (see act of July 18, 1958 (72 Stat. 397, 5 U.S.C. 150k-1);

(f) Arises in a foreign country and was presented by the claimant to the authorities of a foreign country and final action taken thereon under Article VIII of the NATO Status of Forces Agreement, Article XVIII of the Japanese Administrative Agreement, or other similar treaty or agreement;

(g) Is purely contractual in nature;

(h) Arises from private as distinguished from Government transactions;

(i) Is based solely on compassionate grounds;

(j) Is for patent or copyright infringement;

(k) Is for war trophies, and articles intended directly or indirectly for persons other than the claimant or members of his immediate family, such as articles acquired to be disposed of as gifts or for sale to another, voluntarily bailed to the Army National Guard. The preceding sentence is not applicable to claims involving registered or insured mail. No allowance will be made for any item when the evidence indicates that the

acquisition, possession, or transportation thereof was in violation of Department of the Army or Army National Guard directives;

(l) Is for precious jewels and other articles of extraordinary value, voluntarily bailed to the Army National Guard. This paragraph is not applicable to claims involving registered or insured mail;

(m) Arises from the operations of a nonappropriated fund activity, unless generated by military personnel performing assigned military duties.

(n) Is based upon an act or omission of military personnel or a civilian employee of the United States, or Army National Guard personnel, exercising due care, in the execution of a statute or regulation, whether or not such statute or regulation is valid, or in the exercise or performance of or the failure to exercise or perform, a discretionary function or duty, whether or not the discretion be abused;

(o) Is cognizable under the Suits in Admiralty Act (41 Stat. 525-528, 46 U.S.C. 741-752), or the Public Vessels Act (43 Stat. 1112, 1113, 46 U.S.C. 781-790);

(p) Arises out of assault, battery, false imprisonment, false arrest, malicious prosecution, abuse of process, libel, slander, misrepresentation, deceit, or interference with contract rights;

(q) Is for rent, damage, or other payments involving the acquisition, use, possession, or disposition of real property or interests therein by and for the Department of the Army, except as authorized by § 536.142(c) (1). Real estate claims founded upon contract are processed under the provisions of § 552.16 of this chapter.

(r) Is for damages caused by the fiscal operations of the Department of the Treasury or by the regulation of the monetary system;

(s) Is for damages caused by the imposition or establishment of a quarantine by the United States;

(t) Is for taking of private property by trespass as by a taking implied under local law resulting from the flight of aircraft (see § 552.16(b) (3)) of this chapter. Actual physical damage is required. Claims for technical trespass, overflight of aircraft, or a taking of a type contemplated by the fifth amendment to the U.S. Constitution are not payable.

(u) Is not in the best interests of the United States, is contrary to public policy, or otherwise contrary to basic intent of the governing statute (32 U.S.C. 715), e.g., claims by inhabitants of unfriendly foreign countries or by individuals considered to be unfriendly to the United States. When a claim is considered to be not payable for the reasons stated in this paragraph, it will be forwarded for appropriate action to the Chief, U.S. Army Claims Service, together with the recommendations of the settlement authority.

(v) Applies to any claim which may be settled under—

(1) Sections 536.26, 536.27, 536.29, 536.45, and 537.7;

(2) Part 577 of this chapter; or other regulations providing for medical care at Government expense including regulations of other governmental agencies such as Selective Service and Veterans' Administration.

2. Section 536.145 is revised; new § 536.151a is added; and § 536.152 is revised, as follows:

§ 536.145 Notification of incident.

The adjutant general of the States, territories, the District of Columbia, the Canal Zone, and Puerto Rico will insure that each incident which may give rise to a claim cognizable under §§ 536.140-536.152 is reported immediately by the most expeditious means to the Army or comparable commander (Attention: Staff Judge Advocate) in whose geographical area the incident occurs, or to a subordinate commander (Attention: Staff Judge Advocate) having a judge advocate assigned to his staff. The report will contain the following information:

- (a) Date of incident.
- (b) Place of incident.
- (c) Nature of incident.
- (d) Names and organizations of Army National Guard personnel involved.
- (e) Names of potential claimant(s).
- (f) A brief description of any damage, loss, or destruction of private property, and any injuries or death of potential claimants.

§ 536.151a Claimants excluded.

A national, or a corporation controlled by a national, of a country at war or engaged in armed conflict with the United States, or of any country allied with such enemy country, is excluded as a claimant, unless the settlement authority of the command exercising claims supervisory authority of the area determines that the claimant is and, at the time of the incident, was friendly to the United States. A prisoner of war or an interned enemy alien is not excluded as to a claim for damage to or loss or destruction of personal property in the custody of the Government otherwise payable under §§ 536.140-536.152.

§ 536.152 Settlement.

(a) *Settlement authority.* Subject to appeal to the Secretary of the Army, and subject to the limitations hereinafter prescribed, claims under §§ 536.140-536.152 may be settled by any of the following:

(1) Claims not over \$5,000: The Judge Advocate General or the Assistant Judge Advocate General.

(2) Claims not over \$1,000: (i) All officers of the Judge Advocate General's Corps assigned to the U.S. Army Claims Service, Office of the Judge Advocate General, Fort Holabird, Md., subject to such limitations as may be imposed by the Chief, U.S. Army Claims Service.

(ii) The commander of any of the following commands, or his staff judge advocate:

(a) Each of the numbered armies within the continental United States.

(b) Military District of Washington, U.S. Army.

(c) U.S. Army Forces Southern Command.

(d) U.S. Army, Alaska.

(e) U.S. Army, Pacific.

(3) The Judge Advocate General may delegate claims settlement authority to other commands where the need for such authority can be demonstrated. Requests for delegation of authority will be forwarded to the Judge Advocate General, Attention: Chief, U.S. Army Claims Service, Fort Holabird, Md. 21219, through command channels, with justification and recommendations.

(b) *Approving authority.* Each of the following is delegated authority under §§ 536.140-536.152, subject to monetary limits set forth below, to—

(1) Approve claims in the full amount claimed; or

(2) Approve claims for less than the amount claimed, if accepted by the claimant in full satisfaction and final settlement.

(i) *Claims not over \$1,000.* (a) Any commanding officer authorized to exercise general courts-martial jurisdiction, or his staff judge advocate;

(b) Any officer of the Judge Advocate General's Corps assigned to a maneuver claims service or a disaster claims office when designated by the commander of a command listed in paragraph (a) (2) (i) of this section, subject to such limitations as the designating commander may prescribe;

(c) A chief of a command claims service established pursuant to § 536.4b.

(ii) *Claims not over \$500.* The commanding officer of a command not authorized to exercise general courts-martial jurisdiction, but having a judge advocate assigned to his staff, or his judge advocate.

(c) *Claims over \$5,000.* Claims cognizable under title 32, United States Code, section 715, and §§ 536.140-536.152, which are meritorious in amounts in excess of \$5,000 will be processed for action by the Secretary of the Army. If the Secretary of the Army considers such a claim meritorious, he may, after receipt of a settlement agreement in full satisfaction of the entire claim, pay the claimant \$5,000 and report the excess to Congress for its consideration. Authority to disapprove such claims, subject to appeal to the Secretary of the Army, is delegated to—

(1) The Judge Advocate General.

(2) The Assistant Judge Advocate General.

(3) The Chief, U.S. Army Claims Service, Office of the Judge Advocate General, and all officers of the Judge Advocate General's Corps assigned to the U.S. Army Claims Service, subject to such limitations as may be prescribed by the Chief, U.S. Army Claims Service.

[AR 27-24, May 20, 1966] (Sec. 3012, 70A Stat. 157; 10 U.S.C. 3012. Interpret or apply sec. 2736, 76 Stat. 767; 10 U.S.C. 2736)

L. H. WALKER, JR.,

Brigadier General, U.S. Army,
Acting The Adjutant General.

[F.R. Doc. 66-9231; Filed, Aug. 24, 1966; 8:45 a.m.]

Chapter VI—Department of the Navy

SUBCHAPTER A—OFFICIAL RECORDS

**PART 701—AVAILABILITY OF
OFFICIAL RECORDS**

SUBCHAPTER C—PERSONNEL

**PART 719—NONJUDICIAL PUNISH-
MENT, NAVAL COURTS, AND CER-
TAIN FACT-FINDING BODIES**

**PART 726—PAYMENT OF AMOUNTS
DUE MENTALLY INCOMPETENT
MEMBERS OF THE NAVAL SERV-
ICE**

SUBCHAPTER E—CLAIMS

PART 750—NAVY GENERAL CLAIMS

**PART 751—NAVY PERSONNEL
CLAIMS**

**PART 757—MEDICAL CARE
RECOVERY CLAIMS**

Miscellaneous Amendments

Scope and purpose. Parts 701, 719, 726, 750, and 751 are amended and new Part 757 is inserted to conform to recent amendments to the Manual of the Judge Advocate General, distributed through Changes 16 and 17 to Navy and Marine Corps commands. In addition, minor other amendments are made to §§ 726.6, 751.16, and 751.22; corresponding changes to the Manual will be distributed in due course.

1. Section 701.2 is amended by revising paragraph (e) and its footnote to read as follows:

§ 701.2 Official records in civil court.

(e) *Medical and other records of civilian employees.* Production of medical certificates or other medical reports concerning civilian employees is controlled by the provisions of Executive Order 10561, 19 F.R. 5963, as implemented by Federal Personnel Manual, section 339.1-4.¹ Records of civilian employees other than medical records may be produced upon receipt of a court order without procuring specific authority from the Secretary of the Navy provided there is not involved any classified or otherwise confidential material such as loyalty or security records. Records relating to compensation benefits administered by the Bureau of Employees' Compensation may not be disclosed except upon the written approval of the Bureau (20 CFR 1.21). Further, in any case of doubt, the matter should be handled in accordance with the general rule under paragraph (a) of this section. Where information is furnished hereunder in response to a court order, it is advisable that certified copies rather than originals

¹Section 339.1-4 of the Federal Personnel Manual reads as follows:

1-4. DISCLOSURE OF MEDICAL INFORMATION

a. Release of medical information. The Commission has delegated authority to agen-

be furnished and that, where original records are to be produced, the assistance of the U.S. Attorney or U.S. Marshal be requested so that custody of the records may be maintained.

cies to release medical information about those medical records which belong to the Civil Service Commission (medical records about entrance qualification, fitness for duty, or otherwise filed in the Official Personnel Folder) for employees subject to the Civil Service Act. Such authority must be exercised under the following criteria:

(1) Upon receipt of a subpoena, all medical information demanded by the subpoena in the recipient's possession will be released in accordance with the terms of the subpoena, subject only to the restriction in paragraph (3)(a) below.

(2) Except in response to a subpoena, no medical information about a person will be released to any non-Federal entity or individual without written authorization from the person.

(3) With authorization from the person the agency will respond as follows to a request from a non-Federal source for medical information:

(a) If in the opinion of a Federal medical officer the medical information indicates the existence of a malignancy, a mental condition, or other condition about which a prudent physician would hesitate to inform a person suffering from such a condition about its exact nature and probable outcome, the agency will not release the medical information to the person or to any individual designated by him, except to a physician designated by the person (or by his guardian or conservator) in writing. The agency will release such medical information, along with a caution against divulgence, to a court in response to a subpoena (preferably to the court in camera).

(b) If in the opinion of a Federal medical officer the medical information does not indicate the presence of any condition which would cause a prudent physician to hesitate to inform a person suffering from such a condition about its exact nature and probable outcome, the agency will release it freely in response to a subpoena or to the individual or to any person, firm, or organization he authorizes in writing to have it.

(c) If a Federal medical officer is not available, the agency should refer the request to the Civil Service Commission (central or regional office) together with the medical certificates or other medical reports concerned. Commission regional directors will act on such requests under the above criteria, and will refer to the Commission's General Counsel requests which do not fit the above criteria.

(4) There is no restriction on the exchange of medical information between Federal agencies. A request from another agency is answered promptly with all available information.

b. Release of medical records. The preceding paragraph discusses release of medical information. This paragraph, in distinction, discusses release of medical records. Original medical records released for response to a subpoena should be retained in the custody of the Federal employee responding to a subpoena duces tecum or subpoena for deposition. If any document is requested for inclusion in the court record or for attachment to the deposition, a copy should be offered with permission of the court or upon agreement of counsel, thus keeping the Government's file intact. The release and transmission of an agency's original medical records to other than another Federal agency is not recommended in any instance.

2. Section 701.3 is amended by revising paragraph (a) (1) to read as follows:

§ 701.3 Production of official records in the absence of court order.

(a) *Furnishing information from personnel and related records to personnel concerned.* * * *

(1) *Medical records.* Requests for medical records shall be processed in accordance with the Department of Defense policy set forth in §§ 66.1-66.2 of this title, as implemented by the Manual of the Medical Department. If, in processing such a request for medical records, it appears that the interests of the United States may be involved, then such requests shall be referred to the Judge Advocate General. Production of medical certificates or other medical reports concerning civilian employees is controlled by the provisions of the Executive Order and the Federal Personnel Manual referred to in § 701.2(e).

3. Section 719.101 is amended by revising paragraph (f) (1) to read as follows:

§ 719.101 General provisions.

(f) *Appeals*—(1) *Time.* (i) In accordance with paragraph 135, MCM 1951, an appeal not made within a reasonable time may be rejected on that basis by the officer to whom the appeal was addressed. In the absence of unusual circumstances, an appeal made more than 15 days after the punishment was imposed may be considered as not having been made within a reasonable time. In computing this appeal period, allowance shall be made for the time required to transmit communications pertaining to the imposition of nonjudicial punishment and the appeal therefrom through the mails. This appeal period commences to run from the date of the imposition of the punishment, even though all or any part of the punishment imposed is suspended.

(ii) If unusual circumstances exist which make it impracticable or extremely difficult for the offender to prepare and submit his appeal within the 15-day period, he shall immediately advise the officer who imposed the punishment of such circumstances and request an appropriate extension of time within which to submit his appeal. In the absence of such a request, an appeal submitted after the 15-day period will normally be considered as not having been made within a reasonable time. Upon the receipt of such a request, the officer who imposed the punishment will advise the offender that an extension of time is or is not, as indicated in the interests of justice, granted.

4. Section 719.102 is amended by revising paragraphs (b), (e) (4), and (g) (1) to read as follows:

§ 719.102 Letters of censure.

(b) *Administrative letters of censure by the Secretary of the Navy.* In addition to censures as discussed in para-

graph (a) of this section, the Secretary of the Navy may, by means of a written communication, administratively censure persons in the naval service without reference to article 15 of the Code. Unless otherwise directed, a copy of the communication will be filed in the official record of the person censured and recorded in Departmental records. The appeal and other provisions of article 15 of the Code, chapter XXVI of MCM 1951, § 719.101 and this section are not applicable to administrative censure by the Secretary of the Navy; however, pursuant to article 1701.8, U.S. Navy Regulations, 1948, if the person censured is an officer and if a copy of the communication will be filed in his official record and recorded in Departmental records, the person censured may submit such official statement as he may choose to make in reply, in which event articles 1404.2 and 3, U.S. Navy Regulations, 1948, apply.

* * * * *

(e) *Contents of letter.* * * *

(4) *Notification of right to appeal and right to submit statement.* All punitive letters of admonition or reprimand, except letters issued in execution of a court-martial sentence as described in § 719.117(d), shall contain the following paragraphs:

You are hereby advised of your right to appeal this action to the next superior authority, the _____, via (here insert the official designation of the commanding officer issuing the letter or, if he is not the immediate commanding officer of the offender, the official designations of the immediate commanding officer of the offender and the commanding officer issuing the letter), in accordance with the provisions of article 15(e) of the Uniform Code of Military Justice, paragraph 135 of the Manual for Courts-Martial, United States, 1951, and section 0102f of the Manual of the Judge Advocate General (this section).

If, upon full consideration, you do not desire to avail yourself of this right to appeal, you are directed so to inform your commanding officer in writing within 15 days after the receipt of this letter.

If, upon full consideration, you do desire to appeal from the issuance of this letter, you are advised that an appeal must be made within a reasonable time and that, in the absence of unusual circumstances, an appeal made more than 15 days after the receipt of this letter may be considered as not having been made within a reasonable time. If, in your opinion, unusual circumstances exist which make it impracticable or extremely difficult for you to prepare and submit your appeal within the fifteen-day period, you shall immediately advise the officer issuing this letter of such circumstances and request an appropriate extension of time within which to submit your appeal. Failure to receive a reply to such request will not, however, constitute a grant of such extension of time within which to submit your appeal.

In all communications concerning an appeal from the issuance of this letter, you are directed to state the date of your receipt of this letter.

Unless withdrawn, or set aside by higher authority, a copy of this letter will be placed in your official record in (the Bureau of Naval Personnel) (Headquarters, U.S. Marine Corps). You are therefore privileged, pursuant to article 1701.8, U.S. Navy Regulations, 1948, to forward within 15 days after receipt

of final determination of your appeal or after the date of your notification of your decision not to appeal, whichever may be applicable, such statement concerning this letter as you may desire, also for inclusion in your record. (Omit "pursuant to article 1701.8, U.S. Navy Regulations, 1948", in cases involving enlisted personnel.) If you elect not to submit a statement, you shall state so officially in writing within the time above prescribed. In connection with your statement, attention is directed to articles 1404.2 and 3, U.S. Navy Regulations, 1948. Your reporting senior is required to make notation of this letter in your fitness report submitted next after the issuance of this letter has become final, either by decision of higher authority upon appeal or by your decision not to appeal. (Omit last sentence in cases involving enlisted Navy personnel.)

* * * * *

(g) *Forwarding letter to Department.*

(1) Upon adverse determination of any appeal taken, the lapse of a reasonable time after issuance (see § 719.101(f)), or upon receipt of the addressee's statement that he does not desire to appeal, together with such statement as he may desire to make or his written declaration that he does not desire to make a statement, a copy of the punitive letter of censure, and such other documents as may be required by the Chief of Naval Personnel or the Commandant of the Marine Corps (pursuant to Bureau of Naval Personnel Manual or Marine Corps Personnel Manual) shall be forwarded via the chain of command to the Chief of Naval Personnel or the Commandant of the Marine Corps, as appropriate; the command to which the addressee of the letter is then attached (if different from the forwarding command) and superior authority who took action on appeal pursuant to § 719.101(f) and paragraph (f) (3) of this section, whether or not in the chain of command, shall be included as via addressee(s). If the letter of censure is not sustained on appeal, a copy of the letter will not be filed in the official record of the member concerned; the Bureau of Naval Personnel Manual and the Marine Corps Personnel Manual contain applicable provisions.

* * * * *

5. Section 719.103 is amended by revising paragraphs (a) and (b) to read as follows:

§ 719.103 Designation of additional convening authorities.

(a) *General courts-martial.* In addition to those officers authorized by article 22(a) (3) through (5) and (7) of the Code, the following officers are, under the authority granted to the Secretary of the Navy by article 22(a) (6) of the Code, designated as empowered to convene general courts-martial:

(1) All flag or general officers, or their immediate temporary successors, in command of units or activities of the Navy or Marine Corps.

(2) The following officers or their successors in command:

Chief of Naval Operations.
Commandant of the Marine Corps.
Commander, Service Group One.
Commander, Service Force, Sixth Fleet.
Commanders, Fleet Air Wings.

Commanders, Fleet Air Commands.
Commander, Morocco—U.S. Naval Training Command.
Commanding Officer, U.S. Naval Support Activity, Naples.
Commander, U.S. Naval Activities, Spain.
Commanding Officer, Camp Butler, Okinawa.
Commander, U.S. Naval Training Center, Bainbridge, Md.
Commander, U.S. Naval Training Center, Great Lakes, Ill.
Commander, U.S. Naval Training Center, San Diego, Calif.

(3) The Commanding Officer, U.S. Naval Disciplinary Command, Portsmouth, New Hampshire, is hereby specifically designated as empowered to convene general courts-martial. This officer ordinarily will exercise only those functions of the officer immediately exercising general court-martial jurisdiction over the accused which are described in paragraphs 100, 102, and 107, MCM 1951, and ordinarily will not convene general courts-martial or exercise reviewing powers over special and summary courts-martial.

(b) *Special courts-martial.* In addition to those officers otherwise authorized by article 23(a) (1) through (6) of the Code, the following officers are, under the authority granted to the Secretary of the Navy by article 23(a) (7) of the Code, empowered to convene special courts-martial:

(1) Commanding officers of all battalions and squadrons.

(2) Any commander whose subordinates in the tactical or administrative chain of command have authority to convene special courts-martial.

(3) All commanders and commanding officers of units and activities of the Navy, except inactive-duty training Naval Reserve units.

(4) All commanding officers of enlisted personnel now or hereafter designated pursuant to article 0514, U.S. Navy Regulations, by a commander (including the commander of a multiservice command to which members of the naval service are attached).

(5) All commanding officers and officers in charge of commands now or hereafter designated as separate or detached commands by a flag or general officer in command (including the commander of a multiservice command to which members of the naval service are attached).

(6) All directors, Marine Corps Reserve and Recruitment Districts.

(7) All directors, Marine Corps Reserve Districts outside the continental United States.

(8) All administrative officers, U.S. Naval Shipyards.

(9) All directors, Navy Recruiting, Navy Recruiting Areas.

(10) All Inspector-Instructors, Marine Corps Reserve Organizations.

(11) The following specifically designated officers:

Director, U.S. Naval Research Laboratory, Washington, D.C.
Administrative Officer, U.S. Naval Supply Center, Pearl Harbor, Hawaii.
Director, Administrative Services Department, U.S. Naval Supply Center, Oakland, Calif.

Administrative Officer, U.S. Naval Supply Depot, Seattle, Wash.
Head, Military Personnel Department, U.S. Naval Station, San Diego, Calif.
Head, Military Personnel Department, U.S. Naval Station, Treasure Island, San Francisco, Calif.
Head, Military Personnel Department, U.S. Naval Station, Norfolk, Va.

Orders accomplishing a designation under subparagraph (5) of this paragraph shall reference this section as amended (§ 719.103), but shall not reference either article 23(a) (6) of the Code or paragraph 5b(3), MCM 1951. If a determination of separation or detachment respecting a command is made pursuant to paragraph 5b(3), MCM 1951, such as when a group of detached units is placed under a single commander for disciplinary purposes as contemplated by article 23(a) (6) of the Code, only that paragraph of the MCM 1951 and article 23(a) (6) of the Code shall be referenced in such determination. Copies of orders accomplishing a designation under subparagraph (4) or (5) of this paragraph or accomplishing a determination under paragraph 5b(3) of the MCM 1951 shall be forwarded to the Judge Advocate General of the Navy and, in addition, in the case of Marine Corps units, to the Commandant of the Marine Corps.

6. Section 719.106 is amended by revising paragraph (d) (3) (i) to read as follows:

§ 719.106 Restrictions on exercise of court-martial jurisdiction.

(d) *Persons whose cases have been previously adjudicated in domestic or foreign criminal courts.* * * *

(3) *Procedure*—(1) *General and special courts-martial.* No case described in subparagraph (2) of this paragraph will be referred for trial by general court-martial or special court-martial without the prior permission therefor of the Secretary of the Navy. Requests for such permission shall be forwarded by the general court-martial authority concerned (or by the special court-martial authority concerned via the general court-martial authority) to the Secretary of the Navy via the Commandant of the Marine Corps or the Chief of Naval Personnel, as appropriate, and the Judge Advocate General.

7. Section 719.126 is amended by revising the introductory paragraphs of paragraphs (d) (3) and (4) and by revising paragraphs (d) (3) (ii) and (d) (4) (i) to read as follows:

§ 719.126 Service of decision of board of review on accused.

(d) *Action by general court-martial authority.* * * *

(3) *Accused on leave awaiting appellate review or administratively separated prior to completion of appellate review.* If the accused is on leave awaiting appellate review pursuant to SECNAV Instruction 1050.3, or revisions thereto, or

if the accused has been administratively separated prior to completion of appellate review, the following shall apply:

(ii) Signature on the return receipt by anyone at the accused's leave address (or address of record, if administratively separated) shall constitute notification (as of the date of receipt) to the accused of the decision of the board of review and shall commence the running of the thirty-day appeal period.

(4) *Accused absent or not at leave address or home of record.* When delivery cannot be made to an accused because he is absent without leave from his assigned ship or station, or because, having been granted leave under the provisions of SECNAV Instruction 1050.3, or revisions thereto, he has changed his address without notifying his commanding officer, or because, having been administratively separated, he has changed the address listed as his home of record at the time of his separation without notifying proper authorities if appropriate, constructive service may be made by certificate of attempted service, in accordance with the following:

(i) *Execution of certificate of attempted service.* The certificate of attempted service shall be executed in quintuplicate by the officer attempting service, and shall show the date, place and manner in which service was attempted. In addition, it shall show either (a) that personal service could not be made because the accused was absent without authority from his assigned ship or station, or (b) that service by registered mail, return receipt requested, could not be made at the accused's leave address because he changed such address without notifying his commanding officer (or such other facts showing why a return receipt was not obtained). There shall be attached to the certificate of attempted service as enclosures thereto an authenticated extract copy of the entry in the service record or the service record book of the accused relating to his unauthorized absence or administrative separation or relating to his leave under the provisions of SECNAV Instruction 1050.3 or revisions thereto, and an authenticated copy of Form DD-553 (Deserter-Absentee Wanted by Armed Forces), if issued, or the returned envelope showing the reason for nondelivery of attempted service by registered mail.

8. Section 719.201 is amended by revising paragraph (a) to read as follows:

§ 719.201 Appendix I—Applicable provisions of the Bureau of Naval Personnel Manual and Marine Corps Manual relating to authority of commanding officers to effect promotions and reductions of enlisted members (referred to in § 719.101(b) (7)).

(a) Bureau of Naval Personnel Manual article C-7202(7) defining "commanding officer" for purposes of advancement, reduction or change in rate or rating:

(7) The term "commanding officer(s)" as used throughout this section and in directives issued thereunder applies only to those commanding officers of Navy and Marine Corps activities who are empowered to convene summary courts-martial or higher courts-martial, and to those commissioned officers or commissioned warrant officers who are designated by Departmental Orders, Tables of Organization, orders of flag or general officers in command (including one in command of a multiservice command to which members of the naval service are attached) or orders of the Senior Officer Present as officers-in-charge of Navy or Marine Corps units or activities.

9. Section 719.204 is revised to read as follows:

§ 719.204 Appendix IV—Navy Comptroller Manual, Volume 4, Chapter 4, Part B, Section VIII, dealing with effect on pay of sentences of courts-martial (referred to in § 719.113).

SECTION VIII: COURTS-MARTIAL SENTENCES AND NONJUDICIAL PUNISHMENT, EFFECT ON PAY

044270 FORFEITURE OF PAY

1. *General.* Forfeiture of pay, which includes permanent loss of entitlement to the pay forfeited, may be imposed by court-martial sentence or by commanding officer's nonjudicial punishment in accordance with the Uniform Code of Military Justice and the administrative regulations contained in the Manual for Courts-Martial, United States, 1951, and the Manual of the Judge Advocate General. Except when total forfeiture of all pay and allowances is adjudged, the amount to be forfeited will be expressed in actual monetary terms and not in a number of days pay or fractions of monthly pay. Unless a punitive discharge or total forfeiture is awarded, pay against which forfeitures may be imposed consists of basic pay plus sea and foreign duty pay, if any, less, for a member in pay grades E-1 through E-4 (4 years or less service) with dependents, such member's actual contribution to a Q allotment not to exceed \$40. Forfeitures may not be assessed against a member's savings deposits or the interest thereon.

2. *Effective date.* When a sentence of a court-martial includes a forfeiture of pay or allowances in addition to confinement not suspended, the forfeiture will apply to pay or allowances becoming due on and after the date such sentence is approved by the convening authority, unless the convening authority, at the time he approves the sentence, suspends execution of the forfeiture or defers the application of such forfeiture pending completion of appellate review or for other appropriate reason. In accordance with the Manual of the Judge Advocate General, Sec. 0123b (§ 719.123(b)), the convening authority may provide in his action that the application of forfeitures adjudged by the court-martial will be deferred until the date upon which the sentence to forfeiture adjudged by a previous court-martial has been fully executed. Such action will result in complete liquidation of forfeitures under both sentences, subject to the restrictions of subparagraph 7. All other courts-martial sentences to forfeiture become effective on the date the sentence is ordered executed. Except in the case of a new trial, the convening authority at the time of approval of any sentence may order its execution if, as approved by him, it does not involve a general or flag officer, a sentence of death or dismissal, or an unsuspended sentence of dishonorable discharge, bad conduct discharge, or confinement for 1 year or more as such a sentence may not be executed, unless and until

affirmed upon appellate review. In the case of commanding officer's nonjudicial punishment, forfeitures apply to pay becoming due on and after the date the punishment is imposed. However, unlike two courts-martial sentences to forfeiture of pay, which may or may not run concurrently, a second punishment to forfeiture of pay by nonjudicial punishment cannot become effective until the first is fully liquidated as provided by the Manual of the Judge Advocate General, Sec. 0101e(1) (§ 719.101(e)(1)), regardless of whether the first punishment was imposed by court-martial sentence or by commanding officer's nonjudicial punishment. When a forfeiture was imposed by nonjudicial punishment and subsequently is followed by a court-martial sentence to forfeiture of pay, concurrent checkage, not to exceed the two-thirds limitation, may be effected. Pay record orders which violate these restrictions will be returned by the disbursing officer to the commanding officer for corrective action.

5. *Liquidation.* Beginning with the effective date of the sentence, the forfeiture of pay will be checked against the member's account until the entire amount adjudged and approved has been checked except as otherwise provided in Subparagraph 7 or until further execution of the sentence is stopped by action of proper authority. In making a checkage for a fractional part of a month, one-thirtieth of the monthly rate of forfeiture will be checked for each day, treating each month as if it had 30 days. The periods during which a member is in a nonpay status will be excluded in computing the period during which the member's pay is forfeited pursuant to the sentence of a court-martial or as a result of nonjudicial punishment and will not reduce the period of forfeiture. When two court-martial sentences decree forfeitures of pay for periods which run concurrently, the amount stated in each sentence will be forfeited only for the specified period mentioned in each and if the total amount of forfeitures during any period the sentences run concurrently exceeds the two-thirds limitation provided in the Manual for Courts-Martial, United States, 1951, Paragraph 126h(2), only two-thirds of the member's pay will be forfeited during such period. After the concurrent period has expired, pay is forfeited under the one remaining sentence only at the rate and for the time remaining in that sentence. Whenever it is determined that a forfeiture has been awarded in excess of the legal maximum authorized by the Manual for Courts-Martial, United States, 1951, the disbursing officer will report the facts to the commanding officer.

Instructions regarding withholding of income tax and Federal Insurance Contributions Act tax when forfeiture of pay is involved are contained in Paragraphs 044429-4b(3) and 044434-8.

6. *Amounts due.* Any money due and unpaid on the day preceding that on which the sentence of forfeiture of pay is effective or ordered executed and pay subsequently due which is not forfeited by the sentence may be used to offset charges for allotments and clothing issues or may be paid to the member in the usual manner.

7. *Loss of pay unliquidated.* If a sentence involving forfeiture of pay has not been liquidated completely by the date of separation from active service, death, or desertion, by the effective date of a voluntary extension of enlistment, or by the date of expiration of enlistment of a member who is detained in a disciplinary nonpay status after the expiration of enlistment (see Par. 044204-4), only the proportionate checkage will be accom-

plished. The forfeiture will not be interrupted by an involuntary extension of enlistment. When a deserter is returned to a pay status, checkage of the forfeiture will be resumed.

044271 DETENTION OF PAY

1. *General.* Except as modified in this paragraph, the procedures for forfeiture of pay prescribed in paragraph 044270-1 are equally applicable to detention of pay. Detention of pay involves a temporary withholding of pay. When detention of pay is adjudged by a court-martial sentence, the total amount detained is returned to the member upon his discharge or release from active duty and is available as part of final pay for offset against indebtedness in accordance with paragraphs 044443-28 and 044598-3c. When detention is imposed as nonjudicial punishment, the amount involved is paid to the member at the expiration of the specified period of detention which may not exceed 1 year or at the expiration of his enlistment or period of active duty, whichever is earlier. If a member dies while on active duty the detained pay, if not otherwise required to offset an indebtedness, will be included in the balance due the member's beneficiary in accordance with paragraph 044204-10. A mark of desertion, if not removed, will serve to forfeit all amounts detained prior to date of desertion. The execution of a sentence of forfeiture of all pay and allowances does not encompass pay detained under the terms of a previous sentence.

044272 FINES, COURTS-MARTIAL

1. *General.* To be effective, any fine imposed by a court-martial must be adjudged in express terms, that is, in dollars or cents and not in day's pay. A fine may not be applied to an enlisted member's savings deposits or to the interest accumulated thereon.

4. *Deposits to offset fines.* The disbursing officer will accept and credit on the pay record of the member any amount which the member may wish to deposit to offset the fine. Such a deposit will be described in item 4 of the pay record opposite the notation "deposit-fine." Such deposits will be taken up by the disbursing officer on a Cash Collection Voucher (DD Form 1131) as a credit to the appropriation to which the member's pay is properly chargeable.

5. *Fine unliquidated.* Any amount of the fine unpaid at the time of the separation of the member from active service will be set off against any pay due and unpaid at that time.

6. *Sentence disapproved, suspended, or set-aside.* The provisions of paragraph 044274 relating to forfeiture of pay are applicable to fines.

044273 REDUCTIONS IN RATING

1. *Entitlement.* The pay and allowances of the rank or rate from which an enlisted member is reduced continues to and includes the date preceding the date the reduction actually is effected. In the case of reduction by sentence of a court-martial, the effective date of reduction is the date on which the sentence as approved is ordered executed.

044274 COURT-MARTIAL SENTENCE DISAPPROVED, SUSPENDED, OR SET-ASIDE

1. *Issuance of administrative discharge in lieu of bad conduct or dishonorable discharge awarded by court-martial.* If a previously executed sentence of dishonorable or bad conduct discharge is not sustained on a new

trial and the Secretary of the Navy substitutes therefor a form of discharge authorized for administrative issuance, the member is entitled to the pay and allowances which would have been received had the bad conduct or dishonorable discharge not been executed until the date of the actual issuance of the administrative discharge or normal date of expiration of enlistment, whichever is earlier. In such a case, the member concerned will be advised to submit a claim for the pay and allowances involved to the General Accounting Office via the Navy Finance Center (Central Accounts Department), Cleveland, or the Commandant of the Marine Corps (Code CDB), accompanied with all pertinent documents.

2. *Remission of discharges awarded by courts-martial and procedures for resuming pay.* If a previously executed sentence of dishonorable or bad conduct discharge is not sustained on a new trial and the member is required to serve the remainder of his enlistment, he will receive the pay and allowances to which he would have been entitled if the bad conduct or dishonorable discharge had not been executed, that is, to the date of return to duty or normal date of expiration of enlistment, whichever is earlier. When the member's enlistment has not expired, the disbursing officer of the activity to which the member reports will open a pay record and commence proper credit of pay and allowances as of the date the member returns to duty on the basis of the letter stating that the member is to serve the remainder of his enlistment and an Order to Enter Account (NavCompt Form 511) or Military Pay Order (DD Form 114). The disbursing officer will notify the Navy Finance Center, Cleveland, or the Commandant of the Marine Corps (Code CDB) by letter of the circumstances in the case and the fact that the member has been returned to a duty status and will request that an adjustment voucher be issued to cover any erroneous payments made on the date of the voided discharge. The member will be advised of his right to submit a claim to the General Accounting Office via the Comptroller of the Navy or the Commandant of the Marine Corps (Code CDB) for pay and allowances for the period between the date of execution of the bad conduct or dishonorable discharge and the date of return to duty or the normal date of expiration of enlistment.

3. *Action to be taken when sentence involving reduction in rating or forfeiture of pay is set aside in order to provide for new hearing.* When the sentence of a court-martial is set aside or disapproved, the member will have restored to him the forfeiture of pay and allowances effected by an executed portion of the sentence unless a new trial or rehearing is ordered and such executed portion is included in a sentence imposed upon the new trial or rehearing, approved and declared effective or ordered executed. This also applies to a sentence affecting pay and allowances indirectly as by means of reduction to an inferior grade as well as to sentences affecting pay and allowances explicitly.

4. *Computing of the period and amount of forfeiture of a sentence awarded upon a rehearing.* If a forfeiture of pay is approved and ordered executed under a new sentence incident to a rehearing, the member will be credited with the amount of any forfeiture of pay actually effected under the former sentence prior to the time such sentence was disapproved or set aside, unless the latter sentence provides otherwise.

5. *Reduction in rating as a court-martial sentence.* In appropriate cases, the member's commanding officer will furnish the disbursing officer with such additional information that may be necessary upon completion of appellate review or upon vacation of

suspension. In all cases, the rate of pay of a member reduced in rating will be commensurate with his length of service.

6. *Remission of previous forfeitures of pay by reason of sentence involving total forfeitures of pay.* On the effective date of a general court-martial sentence involving confinement and forfeiture of all pay and allowances, any unliquidated portion of forfeiture of pay under a previous sentence of court-martial automatically is remitted. When a general court-martial sentence involving confinement and forfeiture of all pay and allowances afterwards is set aside, such action automatically will nullify from the beginning the remission of forfeiture of pay. This subparagraph does not apply to new trials pursuant to section 12 of the Act of May 5, 1950 (64 Stat. 147; 50 United States Code 740). (Manual for Courts-Martial, United States, 1951, Appendix 2.)

10 Section 719.205 is amended by revising the section heading and paragraphs 8d, 11b, 14b (1) and 16 of SEC NAV Instruction 5815.3A, quoted in that section, to read as follows:

§ 719.205 Appendix V—Secretary of the Navy Instruction 5815.3A on policies and procedures concerning clemency relative to certain court-martial cases (referred to in §§ 719.122 and 719.127).

8. Procedure for submission of requests for clemency, progress reports, and promulgating orders.

d. Section 0118 of the JAG Manual (§ 719.118) requires the transmittal of a copy of each court-martial order to the Naval Clemency Board in every case wherein the sentence as approved includes a punitive discharge or confinement for 8 months or more. Additionally, in cases referred to the Secretary of the Navy (Naval Clemency Board) for clemency review wherein the sentence does not include a punitive discharge or confinement for 8 months or more (see subparagraph 4b above), the command submitting the progress report will forward with the progress report one copy of applicable court-martial orders. Court-martial orders shall include a synopsis of the circumstances of the offense when required in the action of the convening authority by section 0117f, JAG Manual (§ 719.117(f)).

11. *Probation.* * * *
b. The probationary period will not normally exceed 12 months.

14. *Liaison.* * * *
b. * * *

(1) In the event the progress report has not been forwarded and review has not been directed as provided in paragraph 7e, above, the officer may exercise such clemency as he deems appropriate.

16. *Other uses of progress reports.* Copies of progress reports, requests of individuals concerned, recommendations thereon, and other relevant correspondence and information are included in a permanent file in each case. These data may become especially significant in the event of a subsequent petition by the individual to the Navy Discharge Review Board or the Board for Correction of Naval Records.

ROBERT H. B. BALDWIN,
Under Secretary of the Navy.

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11. Section 719.207 is revised to read as follows:

§ 719.207 Appendix VII—Applicable provisions of the Department of the Navy Security Manual for Classified Information, Chapter 9, Section 4 (referred to in § 719.133).

SECTION 4—DISCLOSURE THROUGH JUDICIAL PROCEEDINGS

0921. GENERAL COURTS-MARTIAL

1. By law every person who has been tried by general court-martial is entitled to a copy of the record of the proceedings of the court, whether he was acquitted or convicted. Frequently, such copy is delivered to civilian counsel for use as a basis for legal attack upon the conviction. Such records may be introduced into evidence in civilian courts, thereby becoming, in their entirety, public records. It is important, therefore, that every precaution be taken by convening authorities of general courts and by courts, law officers, and trial counsel to protect the security of classified information. It is directed, therefore that officers who are authorized to convene general courts-martial shall make every effort to have declassified all information to be introduced as evidence.

2. If the trial of a case involves classified information, and the convening authority finds that the trial would be warranted except for the fact that it would probably be detrimental to the prosecution of a war or inimical to national security he shall, without dismissing the charges, forward the case to the officer exercising general court-martial jurisdiction over the command for disposition. If the latter officer concurs in the determination, he shall forward the case through channels to the Secretary of the Navy who may, in time of war, certify to the President that trial would be detrimental to the prosecution of the war or inimical to national defense. In such event, the applicable statute of limitations is extended to 6 months after termination of hostilities as proclaimed by the President or by joint resolution by Congress (UCMJ Art. 43(e)). Any officer exercising general court-martial jurisdiction has the authority to determine whether security considerations are paramount to trial, and he may, in appropriate cases, dismiss the charges or authorize their trial instead of forwarding them to the Secretary.

3. If classified information is required for prosecution and the trial is authorized, the officer exercising general court-martial jurisdiction shall be governed by the following procedures:

a. Grant appropriate personnel security clearances in accordance with Chapter 15 of this manual to all members of the court, members of the prosecution and defense, and the court reporters.

b. If the accused is represented by civilian defense counsel, such counsel must likewise have been authorized by the Chief of Naval Operations (Director of Naval Intelligence) to have access to the classified material as provided in Article 0920.

c. Sessions of the court-martial shall be closed to the public whenever necessary to prevent dissemination of classified information to other than authorized persons.

d. The original record of trial shall be properly classified.

e. If the copy of the record prepared for the accused contains information requiring security protection, the trial counsel, unless otherwise directed by the convening authority, shall forward the accused's copy to the

convening authority. The latter shall excise or withdraw from the accused's copy any information requiring security protection and will, thereafter, cause an expurgated copy to be delivered to the accused together with a certificate to the effect that certain information has been deleted or withdrawn from the accused's copy of the record for reasons of national defense and that the original record of trial may be inspected in the files of the Judge Advocate General of the Navy under such regulations as may be prescribed by the Secretary of the Navy.

1. The certificate shall list:
(1) The pages from which information has been deleted.

(2) The pages which have been removed in their entirety.

(3) The exhibits which have been withdrawn.

A copy of this certificate, together with a statement signed by the accused acknowledging receipt of an expurgated copy of the record of trial, or a certificate of delivery of same, shall be attached to the original record of trial.

g. If the necessity for assigning classification is determined subsequent to delivery of a copy to the accused, the copy shall be recovered by proper authority and returned to the convening authority for expurgation.

0924. COLLISION CASES

In those cases wherein a naval ship was involved in collision, an opportunity for survey of the naval ship shall not be permitted if such survey will * * * [involve] possible disclosure of classified information. In such cases, the representatives of the other ship, craft, or structure shall be advised that in the interests of national defense an opportunity for survey of the naval ship will not be afforded.

12. Section 719.208 is deleted.

§ 719.208 Appendix VIII—Secretary of the Navy Instruction 5605.3B on court-martial forms (referred to in § 719.134). [Deleted]

13. Section 719.212 is revised to read as follows:

§ 719.212 Appendix XII—Bureau of Naval Personnel Instruction 1640.5E on designation of places of confinement for naval court-martial prisoners (referred to in § 719.138).

BUPERSINST 1640.5E
Pers-F4b-mg
MarCorps-DK
27 May 1966

DEPARTMENT OF THE NAVY

BUREAU OF NAVAL PERSONNEL
HEADQUARTERS, U.S. MARINE CORPS
WASHINGTON, D.C. 20370

BUPERS INSTRUCTION 1640.5E

From: Chief of Naval Personnel.

Commandant of the Marine Corps.

To: All Ships and Stations.

Subj: Designation of places of confinement for naval courts-martial prisoners.

Ref: (a) Corrections Manual, 1963 (NAV-PERS 15825).

(b) BUPERSINST 7312.5 (series).

1. *Purpose.* To announce criteria for designation of the place of confinement for persons sentenced to confinement by courts-martial.

2. *Cancellation.* This Instruction cancels BUPERS Instruction 1640.5D.

3. *Definitions.* As used herein the following definitions govern:

a. A dischargee is a prisoner sentenced to a discharge which is not suspended, or who

will be separated administratively after completion of confinement.

b. All other prisoners are restorees.

c. A brig is a naval place of confinement ashore which has been specifically designated/approved by the Secretary of the Navy as such.

d. Normal release date is the date the sentence to confinement will expire after deducting credit for good conduct computed at the rate indicated in Article 1004.1, Chapter 10, of reference (a). In making this computation, it is assumed that all prisoners will earn the maximum credit for sentences being served.

e. Continental United States (CONUS) are the 48 states between Canada and Mexico.

f. The word "confinement" includes the term "temporary custody"

4. Designation for discharges.

a. The U.S. Naval Disciplinary Command, Portsmouth, N.H., shall be designated as the place of confinement for all discharges who will be delivered there 60 days before normal release date.

b. An activity with a brig near a port of entry shall be designated as the place of confinement for all discharges convicted outside CONUS if the discharge does not meet the criteria for transfer to the Disciplinary Command.

c. An activity with a brig will be designated as the place of confinement for those discharges convicted in CONUS not meeting the criteria for the Disciplinary Command. Naval prisoners will be transferred to the Navy/Marine Corps activity at or nearest the brig designated as the place of confinement.

5. Designation for restorees.

a. The Disciplinary Command shall be designated as the place of confinement of a restoree with a sentence of more than 6 months.

b. Other restorees not meeting the criteria for the Disciplinary Command will be transferred to the Navy/Marine Corps activity at or nearest the brig designated as the place of confinement.

NOTE: Where a Navy or Marine Corps brig is not within a reasonable distance of the convening authority, he may designate a nearer confinement facility of another Armed Force as the place of confinement.

6. *Transfer of prisoners.* In CONUS physical transfer of prisoners to the designated place of confinement will be made at the earliest practicable time following the convening authority's action on the sentence. Transfers from overseas shall be made as soon as practicable after the supervisory authority's action if the prisoner then meets the necessary criteria.

7. *Exception.* When the foregoing instructions are considered inapplicable or inappropriate, a request for designation of a place of confinement shall be forwarded to the Chief of Naval Personnel (Pers-F4). These requests shall give specific reasons for desiring a disposition other than outlined above and include a recommendation as to the confinement facility to be used.

8. *Officers.* An officer sentenced to confinement shall normally be retained within the jurisdiction of the officer convening the court-martial until the sentence is ordered executed, under such degree of restraint as the convening authority considers necessary in each case. Where physical confinement is considered absolutely necessary and local facilities are inadequate for this purpose, a request for designation of a place of confinement shall be forwarded to the Chief of Naval Personnel (Pers-F4). These requests must furnish justification for the requested exception to policy.

9. Redesignation.

a. A commanding officer at a port of entry should redesignate a local brig as the place

of confinement when a prisoner received from outside CONUS no longer meets the time-to-serve criterion for transfer to the Disciplinary Command.

b. A commanding officer receiving a prisoner originating in CONUS for further transfer to the Disciplinary Command shall not redesignate the place of confinement unless the confinement has been reduced by competent authority below the criterion for transfer. Delays in transfer shall not be a basis for redesignating the place of confinement.

c. Commanding officers operating brigs ashore are authorized to redesignate the Disciplinary Command as the place of confinement for those prisoners who meet the criteria for transfer and who have been erroneously designated to serve their period of confinement in a brig.

d. When redesignating, all interested commands and offices, including the authority who made the original designation, shall be promptly notified.

10. Special transfer authority.

a. Convening authorities and commanding officers operating naval confinement facilities in CONUS are authorized to designate or redesignate the Disciplinary Command as the place of confinement for a court-martial prisoner who has at least 60 days remaining to serve when any of the following conditions prevail:

(1) Has escaped or attempted to escape from the brig.

(2) Has been involved in a serious disorder or act of violence.

(3) Whose behavior is so erratic as to present a serious custodial problem or has seriously disrupted the brig program.

(4) Has served a previous special or general court-martial sentence at a brig or the Disciplinary Command.

(5) Restorees with a sentence to confinement of 4 months or longer, who have demonstrated their unwillingness to accept restoration, and who reject the brig corrections program.

b. Special transfer may be accomplished as soon as the sentence is approved by the convening authority and without regard to the prisoner's status as a prospective dischargee. Such transfer should whenever possible, be a part of a scheduled transfer draft of prisoners to the Disciplinary Command.

c. When special transfer authority (10a) is desired, and the prisoner has less than 60 days remaining to serve, request for this authority may be submitted to the Chief of Naval Personnel (Pers-F4).

13. *General information.* It is the policy of the Secretary of the Navy to transfer certain serious offenders to Federal penal or correctional institutions. Such transfers will be made only from the Disciplinary Command in accordance with procedures prescribed by the Chief of Naval Personnel.

MARCORPS BUPERS
CLIFF ATKINSON, Jr., B. M. STREAN,
Acting. Deputy Chief of Naval Personnel.

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14. Section 726.6 is amended by revising paragraph (g) to read as follows:

§ 726.6 Procedure for designation of a trustee.

(g) Notification to the disbursing officer of designation of a director of a

Veterans' Administration hospital as temporary fiduciary. Upon the designation of the director of a Veterans' Administration hospital as a temporary fiduciary, in accordance with paragraph (a) (2) of this section to receive sums not to exceed \$250 due an incompetent, the Officer in Charge shall in the case of those incompetents on active duty notify the commanding officer of the incompetent, and such commanding officer shall notify the disbursing officer having custody of the incompetent's pay record to pay to the hospital director a designated amount or amounts as they become due, not to exceed \$250. However, further sums as they become due in the accounts of the member will be held in a suspended status pending the formal designation or appointment of a trustee or guardian, or a supplemental instruction by the Officer in Charge for the release of funds. The Officer in Charge, in the case of retired personnel of the Navy and Naval Reserve and personnel of the Fleet Reserve, shall notify the Commanding Officer, U.S. Navy Finance Center (Retired Pay Department), Cleveland, Ohio 44114, of the designation. In cases of retired personnel of the Marine Corps, Marine Corps Reserve, and personnel of the Fleet Marine Corps Reserve, the Officer in Charge shall notify the Commandant of the Marine Corps (CDM) of the designation. After such notification, amounts as they become due (other than the \$250) will be held in a suspended status pending the formal designation or appointment of a trustee or guardian, or a supplemental instruction by the Officer in Charge for release of funds.

15. Section 750.3 is amended by revising paragraph (c) (3) to read as follows:

§ 750.3 Scope of provisions governing administrative settlement of Federal tort claims under Title 28, United States Code.

(c) *Additional claims outside administrative settlement authority.* * * *

(3) Any claim of military personnel or civilian employees of the Navy for damage to or loss, destruction, capture, or abandonment of personal property occurring incident to their service, which claim is cognizable under 31 U.S.C. 240-243 and the applicable Personnel Claims Regulations (Part 751 of this chapter).

16. Section 750.34 is amended by deleting paragraph (a) (4).

§ 750.34 Investigation; when required.

(a) *Categories.* * * *

(4) [Deleted.]

17. Section 750.35 is amended by deleting paragraph (d).

§ 750.35 Investigation; responsibility for.

(d) [Deleted.]

18. Section 750.37 is amended by deleting paragraph (j).

§ 750.37 Duties of the investigating officer.

* * * * *

(j) [Deleted.]

* * * * *

19. Section 750.41 is amended by revising paragraph (a) (8) to read as follows:

§ 750.41 Approval of claims.

(a) *Federal tort claims.* * * *

(8) The Commandant or the District Legal Officer of the Naval District within which the claims arose or, if the claims arose in Guam, Commander Naval Forces Marianas or his staff legal officer or, if the claims arose in the Potomac River Naval Command, the Commandant or the District Legal Officer of that Command, if no claim arising from the accident or incident exceeds \$2,500 and there are no known possible claims in any amount for either personal injury or death as a result of the accident or incident. One copy of the approval and one copy of the voucher shall be forwarded to the Office of the Judge Advocate General without a letter of transmittal.

* * * * *

20. Section 750.45 is revised to read as follows:

§ 750.45 Claims in favor of the United States.

(a) *Determination and assertion.* Demands for the payment of property claims in favor of the United States shall be made by the Judge Advocate General or his designee or, if such claim does not exceed \$2,500, by the Commandant of a Naval District (and in Guam, Commander U.S. Naval Forces Marianas) or the District or Staff Legal Officer. In cases where it is determined that a valid claim exists in favor of the United States for property damage in excess of \$2,500 for other than medical expenses or property damage, the record, together with appropriate recommendations, shall be forwarded to the Judge Advocate General for action.

(b) *Direct private payment for repairs.* Where a private party who has caused damage to Government property, or the insurer of such private party, offers to have the Government property repaired to the satisfaction of the proper Government officials concerned and to pay directly to the person making the repairs the full cost thereof, the commanding officer or officer in charge of the activity concerned is authorized to permit direct payment where such procedure would be in the interest of the Government. The commanding officer or officer in charge is authorized further to assure the private party that a full release of the claim of the United States arising from such damage will be executed upon completion of the repairs to the entire satisfaction of the proper Government official, and upon payment in full by the private party. This procedure may be followed without prior approval by the Judge Advocate General and without awaiting the submission of the investigative report required by this

part. The investigative report submitted in accordance with this part, however, shall contain a statement of the cost of the repairs and a certification by the proper Government official to the effect that all damages have been satisfactorily repaired and that full payment therefor has been made. A release will then be executed by the Judge Advocate General or his designee.

(c) *Reimbursement for repairs.* In the event the private party, or the insurer of such private party, tenders full payment for repairs accomplished or to be accomplished at the expense of the Government, such payment should be made in the form of a check, draft, or money order payable to the order of the collecting organization, such as "Commandant Twelfth Naval District" or "Commander U.S. Naval Forces Marianas," and is to be forwarded for deposit by the disbursing officer serving the collecting organization. (The funds so collected are to be deposited to the Navy General Fund Receipt Accounts as provided in the Navy Comptroller Manual.) Upon request, a release will be executed by the Judge Advocate General or his designee. (Exception: Where repairs to property have been paid for out of the Navy Industrial Fund, such payment may be deposited locally to such Fund. See Navy Comptroller Manual, Par. 043114.) A notation that the claim is based upon a payment from the Navy Industrial Fund or any similar revolving account should be included, whenever applicable, on all claims forwarded to the Judge Advocate General for collection.

(d) *Execution of releases.* Release of all claims in favor of the United States may be executed by the Judge Advocate General and by such other officers as may be designated for that purpose. The following officers are hereby designated to execute releases for the purposes indicated:

(1) The Deputy Judge Advocate General; Assistant Judge Advocate General (International and Administrative Law); Director, Litigation and Claims Division; and Assistant Director, Litigation and Claims Division; for all purposes;

(2) The Commandant of a Naval District (and in Guam, Commander U.S. Naval Forces Marianas) or the District or Staff Legal Officer, (i) in all cases involving payment in full of claims within the limits of the authority granted by subsection a, (ii) upon the completion of repairs to Government property and payment in full therefor in accordance with subsection b, (iii) upon local deposit to the Navy Industrial Fund of full payment for damage to Government property, and (iv) in any case in which the Commandant of a Naval District (and in Guam, Commander U.S. Naval Forces Marianas) or the District or Staff Legal Officer is authorized to compromise or settle a claim.

(e) *Reports.* Any officer authorized to accept payment for, determine, assert, compromise, or settle claims in favor of the United States, and to execute releases, shall submit to the Judge Advoca-

cate General (Code 14) quarterly statements setting forth the number and dollar amounts of property damage claims asserted against, and the number and dollar amounts of recoveries from, third persons. Report Symbol JAG 5800-1 is assigned for this reporting requirement.

21. Part 751, Navy Personnel Claims, is amended by revising the "Authority" note to read as follows:

AUTHORITY: The provisions of this Part 751 issued under R.S. 161, sec. 5031, 70A Stat. 278, 78 Stat. 767-768, as amended; 5 U.S.C. 22, 10 U.S.C. 5031, 31 U.S.C. 240-243.

The "Note" added 30 F.R. 16262 is deleted.

22. Section 751.2 is revised to read as follows:

§ 751.2 Scope.

Under this part claims are settled and paid for damage to or loss of personal property of service personnel and civilian personnel of the Navy and Marine Corps. The loss must be incident to service, and possession of the property must be reasonable, useful, or proper under the circumstances. The maximum amount allowable on a claim is \$10,000.

23. Section 751.13 is revised to read as follows:

§ 751.13 Recoveries from carrier and/or insurer.

After payment of his claim by the United States the claimant will, upon receipt of any payment from a carrier and/or insurer, reimburse the United States as follows:

(a) *Damage not exceeding \$10,000.* If the damage or loss, adjudicated in accordance with 2106, is \$10,000 or less, the proceeds will be paid to the United States to the extent of the payment received from the United States less any amounts paid by the carrier or insurer over and above that paid by the Government for any item.

(b) *Damage exceeding \$10,000.* If the damage or loss, adjudicated in accordance with 2106, exceeds \$10,000, the United States will be reimbursed only in the amount by which \$10,000 exceeds the adjudicated damage or loss less the payments from the carrier or insurer, and less any amounts paid by the carrier or insurer over and above that paid by the Government for any item.

24. Section 751.16 is revised to read as follows:

§ 751.16 Form of claim.

The claim will be submitted by presenting a detailed statement in triplicate, signed by or on behalf of the claimant, on form NAVEXOS 2662A or NAVJAG 518A. However, if these claims forms are not available through normal distribution channels, any writing will be accepted and considered as a claim, if it asserts a demand for a sum certain and substantially describes the facts necessary to support a claim cognizable under this part. Attention is directed to the provisions of § 751.17, outlining the specific

evidence required for particular classes of claims. Careful compliance with these requirements by the claimant in the preparation of his claim will substantially expedite adjudication by avoiding delays arising from the need of the adjudicating authority to obtain additional evidence from him.

25. Section 751.17 is amended by revising paragraph (a)(5) to read as follows:

§ 751.17 Evidence in support of claim.

(a) * * *

(5) When a claimant indicates that the replacement cost of an item lost or destroyed exceeds either the price paid in cash or property or, if not acquired by purchase or exchange, the value at the time of acquisition, he must submit proof of the change. The proof should be comprised of not less than two (2) direct price quotations from the local market. In case there is no local market then the value may be properly fixed by the value at the nearest market, adding the cost of transportation. Should there be no available market, then he should submit at least one (1) written estimate of the value from a competent person. "Competent person" in this instance is deemed to be one who, being apprised of the characteristics of the item in question, is able to render a knowledgeable estimate of its value at time of loss. For items purchased outside the continental limits of the United States which do not contain qualities of identity to permit specific substantiation, allowance will be limited to a reasonable amount over and above the purchase price as agreed upon by the claimant and the claims officer. In this situation allowance will not exceed double the cost of the item. Examples are custom-made items, unique items of clothing, art, household furnishings, and jewelry as distinguished from trademark items. In the event a claims officer by his experience knows that the approximate replacement cost in the area is close to what the claimant lists, the claimant will not be requested to submit evidence of the replacement cost. This fact, however, must be noted in the investigation report on the claim. In those cases where he knows the replacement cost to be less than the value claimed he should include this information along with substantiating evidence.

26. Section 751.22 is amended by revising paragraph (b) to read as follows:

§ 751.22 Preparation of Claims Investigating Officer's report.

(b) *Form of Claims Investigating Officer's report.* The Claims Investigating Officer's report will be submitted on form NAVEXOS 2662B or NAVJAG 518B, except when such form is not available through normal distribution channels, in which case the report should set forth substantially the information indicated by the form.

27. Part 751 is amended by inserting new § 751.26a to read as follows:

§ 751.26a Limitation on agent or attorney fees.

(a) *Controlling statute.* Section 8 of the Military Personnel and Civilian Employees' Claims Act of 1964, as amended (31 U.S.C. 243), the law underlying this part, provides as follows:

No more than 10 per centum of the amount paid in settlement of each individual claim submitted and settled under the authority of sections 240-243 of this title shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with that claim and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of sections 240-243 of this title shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000. (Pub. L. 88-558, sec. 8, as added Pub. L. 89-185, sec. 5, Sept. 15, 1965, 79 Stat. 791.)

The phrase "and the same shall be unlawful," occurring in the above-quoted statutory provision, means "and the violation of the foregoing prohibition shall be unlawful."

(b) *Section 750.6 distinguished.* Different from an otherwise somewhat similar provision concerning Federal Tort Claims cases (§ 750.6 of this chapter), the above-quoted provision does not require that an attorney's fees be fixed in, and be made a part of, the award adjudicating the claim.

(c) *Other prohibition.* The limitation on an attorney's fees set forth in a above (or a similar limitation dealt with in § 750.6 of this chapter) does not sanction a fee in those cases where a fee is entirely prohibited for other reasons (as indicated in Secretary of the Navy Instruction 5801.1B, Legal assistance program, Par. 15).

28. Section 751.28 is revised to read as follows:

§ 751.28 Meritorious claims not otherwise provided for.

Meritorious claims within the scope of the Military Personnel and Civilian Employees' Claim Act of 1964, as amended (31 U.S.C. 240-243), which are not otherwise provided for or prohibited in this part, may be forwarded via official channels to the Secretary of the Navy (Judge Advocate General) for consideration and may in exceptional cases be approved by the Secretary of the Navy or the Judge Advocate General for payment.

29. Subchapter E, Claims, is amended by inserting Part 757 to read as follows:

PART 757—MEDICAL CARE RECOVERY CLAIMS

| | |
|--------|--|
| Sec. | |
| 757.1 | Definitions. |
| 757.2 | Purpose. |
| 757.3 | Background. |
| 757.4 | Authority of the Judge Advocate General and JAG designees. |
| 757.5 | Report of care and treatment. |
| 757.6 | Investigations. |
| 757.7 | Determination, assertion, and collection of claims. |
| 757.8 | Medical records. |
| 757.9 | Use of standard forms. |
| 757.10 | Reports. |
| 757.11 | Geographical limitations—single-service responsibility. |

Sec.

757.12 Rates for medical care provided in Federal hospitals.

757.13 Claims under the Act involving other claims.

757.14 Reference material.

AUTHORITY: The provisions of this Part 757 issued under R.S. 161, sec. 5031, 70A Stat. 278, 76 Stat. 593-594; 5 U.S.C. 22, 10 U.S.C. 5031, 42 U.S.C. 2651-2653; E.O. 11060 of Nov. 7, 1962 (27 F.R. 10925); 28 CFR Part 43; and Bureau of the Budget notices (28 F.R. 11516, 12104; 29 F.R. 12482; 30 F.R. 16220; 31 F.R. 10754).

§ 757.1 Definitions.

The following definitions apply for purposes of this part:

(a) *Medical care.* "Medical care" includes hospital, medical, surgical, or dental care and treatment and the furnishing of prostheses and medical appliances.

(b) *JAG designees.* "JAG Designees" are the Commandants of all Naval Districts; District Legal Officers; Commander, U.S. Naval Forces Marianas, and his Staff Legal Officer; Commander, U.S. Naval Forces, Iceland; Officer in Charge, U.S. Sending State Office for Italy; Officer in Charge, U.S. Sending State Office for Australia; Deputy Judge Advocate General; Assistant Judge Advocate General (International and Administrative Law); Director, Litigation and Claims Division; and Assistant Director, Litigation and Claims Division.

(c) *Action JAG designees.* "Action JAG Designees" are the JAG Designees in whose area the incident giving rise to the claim occurred. This is a general definition and should not be considered applicable in cases where the best interests of the Government would be served by transferring the case to another JAG Designee, e.g., where the tortfeasor has moved from or resides in a place other than the place where the incident occurred. When a case is transferred from one JAG Designee to another, however, the responsibility for conducting an investigation and making an initial assertion remains with the JAG Designee in whose area the incident giving rise to the claim occurred.

(d) *The Act.* "The Act" means the Medical Care Recovery Act (42 U.S.C. 2651-2653).

§ 757.2 Purpose.

The purpose of this part is to consolidate all previous instruction, notices, and memorandums regarding claims under the Act and to promulgate procedures for administering the Act within the Department of the Navy.

§ 757.3 Background.

In the case of *United States v. Standard Oil Company of California* (332 U.S. 301 (1947)), a test case which involved the Government's effort to recover the costs of hospitalization and soldier's pay expended by it as a result of the injury of a soldier hit by a truck negligently operated by an employee of the company, the Supreme Court held that the Government did not have a right of action against the negligent third party under the legislation in effect at the time of the accident. The Court added that the matter was one for consideration by the

Congress and not the courts. Since that decision, the Veterans' Administration has been generally successful in recovering its costs of treating injured persons in negligent-third-party cases under implementing regulations of the veterans benefits acts, but the statutes providing for care by the Departments of the Army, Navy, and Air Force to military personnel and their dependents, and by the Public Health Service to Coast Guard personnel and other classes of persons, either were silent or were not specific in regard to the Government's right of action to effect such recovery. As a result, no effort had been made to collect medical costs either in the United States or foreign countries. In 1960 the Comptroller General reported to the Congress that provision had been made for recovery from negligent third persons under such laws as the Federal Employees' Compensation Act and the Railroad Unemployment Insurance Act, but that the Government did not recover an estimated amount of several million dollars in costs each year to which it might be otherwise entitled. The Act was enacted to provide for recovering these costs in third-party-liability cases. It should be noted that only medical costs and not pay expended on injured persons are recoverable under the Act, and that the statute is not retroactive and does not apply to accidents or incidents which occurred prior to January 1, 1963.

§ 757.4 Authority of the Judge Advocate General and JAG Designees.

(a) *Assertion of claim.* When the Department of the Navy is responsible for furnishing medical care, the Judge Advocate General or Action JAG Designee shall determine whether such medical care was or will be furnished for an injury or disease caused under circumstances entitling the United States to recover under the Act; and, if it is so determined, shall assert a claim against such third person for the reasonable value of such care and treatment. When an incident upon which a claim for medical care is based occurs at a place where the naval service does not have a facility conveniently located for conducting the investigation or otherwise processing the claim, any unit or organization of another department or agency may be requested to investigate, determine, or process the claim. In such cases, such assistance will be in conformity with regulations and procedures of the department or agency to which the request is made. Likewise, a request for assistance received from another department or agency shall be accorded favorable consideration, procedures utilized being those of the Department of the Navy.

(b) *Implementation by JAG.* The Judge Advocate General is authorized to implement these regulations as may be necessary to give full force and effect thereto.

(c) *Authority of JAG and JAG Designees serving in JAG Office.* The Judge Advocate General and JAG Designees serving in the Office of the Judge Advocate General may (1) accept the full

amount of a claim and execute a release therefor or (2) compromise or settle and execute a release of any claim not in excess of \$5,000.

(d) *Authority of Action JAG Designees.* Action JAG Designees may (1) accept the full amount of a claim and execute a release therefor or (2) compromise or settle and execute a release of any claim not in excess of \$3,500.

(e) *Waiver.* The Judge Advocate General, or a JAG Designee when specifically authorized by the Judge Advocate General, may waive and in this connection release any claim not in excess of \$5,000, in whole or in part, either for the convenience of the Government or if he determines that collection would result in undue hardship on the person who suffered the injury or disease giving rise to the claim.

(f) *Claims exceeding \$5,000.* Claims in excess of \$5,000 may be compromised, settled, and waived only with the prior approval of the Department of Justice.

(g) *Limitations.* The authority set forth in this section shall not be exercised in any case in which (1) the claim of the United States has been referred to the Department of Justice or (2) a suit has been instituted by the third party against the United States or the individual who received or is receiving the medical care described in § 757.1(a) and paragraph (a) of this section and the suit arises out of the occurrence which gave rise to the third-party claim of the United States.

(h) *Restrictions on contact with Department of Justice and U.S. attorneys.* JAG Designees, except those serving in the Office of the Judge Advocate General, shall refrain from direct dealing with the Department of Justice or U.S. attorneys except in those cases (1) where the Department of Justice or a U.S. attorney has assumed cognizance over the case; (2) where circumstances dictate immediate action to protect the interests of the United States; or (3) where such action is authorized by the Judge Advocate General.

§ 757.5 Report of care and treatment.

(a) *NAVJAG Form 508 (Report Symbol JAG 5890-1).* NAVJAG Forms 508 shall be utilized by all Navy medical facilities to report the furnishing of medical care to any patient under circumstances indicating that a third person may be liable for the injury or disease being treated. These forms shall be prepared using the rates referred to in § 757.14(c) and shall be submitted to the Action JAG Designee or directly to the Judge Advocate General when the Action JAG Designee has forwarded the file to the Judge Advocate General. The Action JAG Designee shall always notify the proper medical facility when a case is forwarded to the Judge Advocate General for action.

(b) *Reimbursement by other Federal agency.* In those cases where medical care is provided to persons for whose care the Department of the Navy is entitled to receive reimbursement from another Federal department or agency, the NAVJAG Form 508 shall be forwarded

directly to the appropriate addressee as follows:

(1) *U.S. Army.* Commanding General of the Army or comparable area in which the incident occurred;

(2) *U.S. Air Force.* Staff Judge Advocate of the Air Force installation nearest the location where the initial medical care was provided;

(3) *U.S. Coast Guard.* Public Health Division, Office of the General Counsel, Department of Health, Education and Welfare, Washington, D.C. 20201;

(4) *Department of Labor.* Subrogation, Office of the Solicitor, Bureau of Employees Compensation, Department of Labor, Washington, D.C. 20210;

(5) *Veterans Administration.* Director of the Veterans Administration hospital responsible for medical care of the injured party.

(c) *Initial submission of form.* An "initial" submission of NAVJAG Form 508 shall be made as soon as practicable upon the admission for treatment of a patient if it appears that inpatient care will exceed 1 day or that more than 12 outpatient treatments will be furnished. The "initial" submission need not be based on extensive investigation of the cause of the injury or disease, but it should include all known facts. Statements of the patient, police reports, and similar information should be included on or appended to the form, if available.

(d) *Interim submission of form.* An "interim" submission of NAVJAG Form 508 shall be made every four months after the "initial" submission until the patient has been released and a "final" submission is made. An "interim" submission shall also be submitted each time a patient is transferred.

(e) *Final submission of form.* A "final" submission of NAVJAG Form 508 shall be made upon completion of treatment or upon transfer of the patient to a Veterans' Administration hospital for a service-connected disability under the provisions of Chapter 17 of Title 38, U.S. Code. A "Narrative Summary" (Standard Form 502) shall accompany each final NAVJAG Form 508 in all cases involving inpatient care. In those cases where the Government's final claim exceeds \$1,000, the final NAVJAG Form 508 shall also be accompanied by a separate statement (independent of the NAVJAG Form 508) setting forth the specific dates on which the inpatient was:

(1) A bed patient (confined to bed, or having limited privileges such as bathing, going to meals, etc.).

(2) Ambulatory (not confined to bed, performing light duty or given overnight liberty, but receiving daily medical attention).

(3) Recovered but subsisting out, on sick leave.

(f) *Computations.* In preparing a NAVJAG Form 508, computations of inpatient-number of days bed occupied under Item 8 (statement of charges) shall exclude all periods charged to annual leave, periods of weekend liberty, and all periods during which the injured party was or is attached to the hospital for convenience of the Government (e.g., awaiting arrival of ship).

(g) *Civilian medical care.* In cases coming within the Act where District Medical/Dental Officers have authorized payments for civilian medical care, said officers shall, in lieu of a NAVJAG Form 508, forward copies of all bills and statements supporting the authorized payment to the Action JAG designee, or directly to the Judge Advocate General in those cases where the file has been forwarded to the latter for action.

(h) *Information for health record and for Action JAG Designees.* Copies of all NAVJAG Forms 508 shall be retained in the Health Record (DD Form 722) of the patient. Action JAG Designees shall be notified immediately when a patient receives treatment subsequent to the issuance of a "final" NAVJAG Form 508 if the subsequent treatment is related to the treatment which gave rise to the claim.

(i) *Medicare cases.* Reports of care and treatment in Medicare cases are forwarded by the Office for Dependents' Medical Care, Office of the Surgeon General, U.S. Army, Denver, Colo. These reports are submitted on the following forms: DA Form 1863-1 (Hospital) and DA Form 1863-2 (Physician).

§ 757.6 Investigations.

(a) *When required.* Whenever medical care is furnished by the Department of the Navy, either in kind without reimbursement or by reimbursing another department, agency, private facility, or individual, under circumstances which may give rise to a claim against a third person, an investigation shall be conducted in the manner and form prescribed in Part 750. No investigation is required for the purpose of this part (757), however, if the medical care furnished does not exceed 3 inpatient days or 12 outpatient treatments. In cases where the Department of the Navy receives reimbursement from another department or agency for medical care furnished at a naval facility, that department or agency will normally be responsible for investigating the incident giving rise to the medical care and processing any resulting claim. See § 757.5(b) regarding the appropriate addresses of the other departments and agencies.

(b) *Consolidation.* Separate investigations are not required for the purposes of this part in cases where there has been an investigation for other purposes which can be used as a basis for determining liability on the part of the third person. It shall be the responsibility of the Action JAG Designee, upon receipt of a NAVJAG Form 508 or equivalent Medicare forms, to supervise and to avoid duplication of investigative effort and to request an investigation in those cases where it appears that none has been or is likely to be conducted.

(c) *Information for Action JAG Designee.* All investigations, regardless of origin, involving a possible claim under the Act shall be routed via, or a copy thereof shall be forwarded to, the Action JAG Designee.

§ 757.7 Determination, assertion, and collection of claims.

(a) *Determination and notice of claim.*

Action JAG Designees, regardless of the amount of the claim, shall determine the third-party liability in accordance with the law of the state or country in which the incident occurs and, if it is determined that the third party is liable, shall forward a "Notice of Claim" (Standard Form 96) to the third party. If the Action JAG Designee determines that there is no liability, this fact shall be reflected in the endorsement on any information forwarded to the Judge Advocate General. If the Action JAG Designee is in doubt on the question of liability, the matter should be submitted to the Judge Advocate General for final decision.

(b) *Foreign claims.* Claims against a foreign government or a political subdivision, agency, or instrumentality thereof, or against a member of the armed forces or an official or civilian employee of such foreign government, will not be asserted without the prior approval of the Judge Advocate General. Investigation and report thereof, however, will be made as provided in this part unless the provisions of applicable agreements, or regulations in implementation thereof, negate the requirement for such investigation and report.

(c) *Advice for injured party.* In cases where an Action JAG Designee determines that liability is indicated and a "Notice of Claim" (Standard Form 96) is issued, the injured party shall be contacted and advised in writing that:

(1) Under the Act, the United States is entitled to recover from the third party the value of medical care furnished or to be furnished by the United States to the injured party.

(2) The injured party may be required to: (i) furnish the Action JAG Designee any pertinent information concerning the incident, (ii) notify the Action JAG Designee of any settlement offer from the third party or his insurer, and (iii) cooperate in the prosecution of the Government's claim against the third party.

(3) The injured party may seek the advice of legal counsel concerning any possible claim he may have for personal injury and should furnish the Action JAG Designee the name and address of any civilian attorney consulted or retained.

(4) The injured party should not execute a release or settle any claim concerning the injury and should not furnish the third party, the third party's insurance company, or other representative of the third party, any information or signed statement without the approval of his attorney and the approval of the Action JAG Designee.

(d) *Pursuit of claims.* Action JAG Designees shall, if possible and not contrary to the best interests of the United States, pursue to satisfactory settlement all claims coming within their authority. In those cases where administrative settlement is impossible, or not desirable in the best interests of the United States, the file will be forwarded to the Judge

Advocate General. The Judge Advocate General considers that administrative remedies by Action JAG Designees have not been exhausted until it has been determined: (1) that the injured party has not retained and does not intend to retain counsel; (2) that the tort-feasor denies liability and/or refuses to pay; (3) in cases involving insurance, that the insurance carrier denies liability and/or refuses to settle; and (4) that consideration has been given to recovering from insurers under uninsured-motorist provisions.

(e) *Claims file.* As indicated in § 757.4(d), Action JAG Designees may accept the full amount of a claim and execute a release therefor, but otherwise have no authority to compromise or settle claims in excess of \$3,500. In cases exceeding their settlement authority, Action JAG Designees shall take the action set forth in paragraphs (a) and (b) of this section; develop a claim file; and forward the file to the Judge Advocate General for action. The claim file should contain the following information:

(1) The name, address, and occupation of each person determined to be a third party.

(2) In those cases where the third party is a serviceman or an employee of the United States, a statement should be included regarding whether such person was acting within the scope of his official duties or employment at the time of the incident.

(3) The nature and extent of any insurance coverage of the third party with the name and address of the insurer.

(4) In vehicle accident cases, where the third party is uninsured:

(i) A report whether any injured party, owner, driver, or passenger had uninsured-motorist coverage and whether such coverage was mandatorily offered by the insurer in accordance with a state requirement.

(ii) Whether action has been taken under the financial-responsibility law of the situs.

(5) Copies of NAVJAG Forms 508 (or equivalent forms of the other services) and a statement whether there will be any permanent disability and the degree thereof. If such forms are not presently available, then a statement to the effect that the Action JAG Designee will request the appropriate medical facility to forward them directly to the Judge Advocate General should be included. The Judge Advocate General considers it the responsibility of the Action JAG Designee to ensure that all NAVJAG Forms 508 and authorizations made by District Medical/Dental Officers for payment for civilian care are forwarded to the Judge Advocate General in those cases where the file has been forwarded to the Judge Advocate General for action.

(6) The original or copies of all bills or statements of cost incurred where treatment is furnished by civilian facilities.

(7) Where liability is questionable, a brief of the law of the situs applicable to the determination of liability of the third party.

(8) Evidence of the fact that a "Notice of Claim" (Standard Form 96) was sent to the third party; the name, address, and phone number of the injured party's attorney; and a statement whether a suit has been or will be instituted.

(9) A statement whether the injured party's attorney will represent the interests of the United States; i.e., whether the Government's claim will be included in the injured party's demand or suit.

(10) An opinion based upon subparagraph (7) of this paragraph regarding the liability of the third party, with a recommended disposition of the case.

(f) *Payments.* Payments of claims under the Act should be made in the form of checks, drafts, or money orders payable to the collecting organization, such as "Commandant Twelfth Naval District" or "Commander U.S. Naval Forces Marianas," and are to be forwarded for deposit by the disbursing officer serving the collecting organization. (These receipts are to be credited to appropriation accounts as designated by the Comptroller of the Navy.)

§ 757.8 Medical records.

Action JAG Designees are hereby authorized to withhold the release of medical records when the release thereof would be detrimental to the interests of the United States. Requests from the injured party or his counsel for medical records of the injured party shall only be refused in the most extreme cases of non-cooperation by the injured party or his counsel or where such release would be detrimental to the interests of the United States.

§ 757.9 Use of standard forms.

(a) *Power of attorney and assignment.* Standard Form 96-A (Power of Attorney and Assignment) has been officially discontinued as a standard form; its use, therefore, is no longer considered desirable. If for some reason an assignment is taken pursuant to the Act, JAG Designees may, however, employ language the same or similar to that used in the old Standard Form 96-A.

(b) *Notice of claim.* Only Standard Form 96 (Notice of Claim) shall be utilized in initially notifying the tortfeasor of the Government's claim. These forms are available in the Navy Supply System. Substitute forms or duplicate copies are not authorized.

§ 757.10 Reports.

JAG Designees will forward monthly reports to the Judge Advocate General setting forth the following information:

(a) The number of claims asserted during the month.

(b) The number of recoveries made during the month.

(c) The dollar amount of claims asserted during the month.

(d) The dollar amount of recoveries made during the month.

(e) The total number of active claims on file at the end of the month.

Report Symbol JAG-5800-2 is assigned for this reporting requirement.

§ 757.11 Geographical limitations—single-service responsibility.

(a) *Assertion of claims.* There is no geographical limitation to the Act, and claims shall be asserted in countries where such claims are recognized by local law. (See § 757.7(b).)

(b) *Single-service responsibility.* The Commander, U.S. Naval Forces, Iceland, the Officer in Charge, U.S. Sending State Office for Italy; and the Officer in Charge, U.S. Sending State Office for Australia, as Action JAG Designees in areas where the Department of the Navy has single-service responsibility for the processing of claims, shall forward copies of all regulations promulgated in connection with these claims to the Judge Advocate General. The Officer in Charge, U.S. Sending State Office for Italy, shall also be the Action JAG Designee for claims arising in Portugal.

§ 757.12 Rates for medical care provided in Federal hospitals.

The rates to be charged for medical care provided in Federal hospitals under circumstances coming within the provisions of the Act are set forth in the Bureau of the Budget's notices referred to in § 757.14(c).

§ 757.13 Claims under the Act involving other claims.

In asserting claims under this part, an effort shall be made to include in a single demand for payment against a third party all other aspects of the Government's damages, e.g., property claims in favor of the United States as set forth in § 750.45 of this chapter.

§ 757.14 Reference material.

The following citations are furnished for reference purposes:

(a) Executive Order 11060 of November 7, 1962 (27 F.R. 10925), provides that the Director of the Bureau of the Budget establish rate schedules and that, in other respects, the Attorney General prescribe regulations implementing the Act.

(b) 28 CFR 43 contains the Attorney General's regulations.

(c) For the Bureau of the Budget's rate schedules, see 28 F.R. 11516, 12104; 29 F.R. 12482; 30 F.R. 16220; and 31 F.R. 10754.

(R.S. 161, secs. 2671-2680, 62 Stat. 982-984, secs. 801-940, 2733, 5031, 70A Stat. 36-78, 153, 278, 75 Stat. 488, 76 Stat. 483-484, 593-594, 767, 78 Stat. 767-768, as amended; 5 U.S.C. 22, 10 U.S.C. 801-940, 2733, 2736 (as added by Pub. L. 87-212), 2736 (as added by Pub. L. 87-769), 5031, 28 U.S.C. 2671-2680, 31 U.S.C. 240-243, 37 U.S.C. 601-604, 42 U.S.C. 2651-2653; E.O. 10214, 10501, 10561, 11060, as amended; 28 CFR Part 43; 28 F.R. 11516, 12104, 29 F.R. 12482, 30 F.R. 16220, 31 F.R. 10754)

By direction of the Secretary of the Navy.

AUGUST 19, 1966.

[SEAL] WILFRED HEARN,
Rear Admiral, U.S. Navy, Judge
Advocate General of the Navy.

[F.R. Doc. 66-9248; Filed, Aug. 24, 1966; 8:46 a.m.]

Title 31—MONEY AND FINANCE: TREASURY

Chapter II—Fiscal Service, Department of the Treasury

SUBCHAPTER B—BUREAU OF THE PUBLIC DEBT

PART 316—OFFERING OF U.S. SAVINGS BONDS, SERIES E

Bonds Registered in Names of Trustees of Employees' Savings Plan

Section 316.6(a), of Department Circular No. 653, Seventh Revision, dated March 18, 1966, as amended (31 CFR Part 316), is hereby amended by renumbering subparagraph (2) as (3), and insertion of the following:

§ 316.6 Purchase of bonds.

(a) *Over-the-counter for cash.* * * *
(2) *Bonds registered in names of trustees of employees' savings plans.* At such incorporated bank, trust company, or other agency, duly qualified as an issuing agent, provided the agent is trustee of an approved employees' savings plan eligible for the special limitation in § 316.5(c) and prior approval to issue the bonds is obtained from the Federal Reserve Bank of the agent's district.

* * * * *

Dated: August 19, 1966.

[SEAL] GEORGE F. STICKNEY,
Deputy Fiscal Assistant Secretary.

[F.R. Doc. 66-9284; Filed, Aug. 24, 1966; 8:49 a.m.]

Title 33—NAVIGATION AND NAVIGABLE WATERS

Chapter II—Corps of Engineers, Department of the Army

PART 202—ANCHORAGE REGULATIONS

Mississippi Sound and Gulf of Mexico, Miss.

Pursuant to the provisions of section 7 of the River and Harbor Act of March 4, 1915 (38 Stat. 1053; 33 U.S.C. 471), § 202.194b is hereby prescribed establishing and governing the use and navigation of two explosives anchorage areas in Mississippi Sound and Gulf of Mexico, effective 30 days after publication in the FEDERAL REGISTER, as follows:

§ 202.194b Mississippi Sound and Gulf of Mexico, near Petit Bois Island, Miss.

(a) *The anchorage grounds—*(1) *Explosives Anchorage Area No. 1.* A circular area with a one-half mile radius with its center located at latitude 30°14'09", longitude 88°29'13", in the waters of Mississippi Sound north of the west end of Petit Bois Island.

(2) *Explosives Anchorage Area No. 2.* A circular area with a three-fourths mile radius with its center located at latitude

30°11'12", longitude 88°30'07", in the waters of Gulf of Mexico south of the west end of Petit Bois Island.

(b) *The regulations.* (1) The areas shall be used as temporary anchorages for vessels engaged in loading and unloading explosives at the Port of Pascagoula, Miss.

(2) No vessel shall occupy the areas without obtaining a permit from the Captain of the Port.

[Regs., Aug. 10, 1966, 1507-32 (Mississippi Sound and Gulf of Mexico) ENGOW-ON] (Sec. 7, 38 Stat. 1053; 33 U.S.C. 471)

LAWRENCE H. WALKER, Jr.,
Brigadier General, U.S. Army,
Acting The Adjutant General.

[F.R. Doc. 66-9249; Filed, Aug. 24, 1966; 8:46 a.m.]

Title 39—POSTAL SERVICE

Chapter I—Post Office Department

SUBCHAPTER W—ORGANIZATION STATEMENTS

PART 822—BUREAUS AND OFFICES

Bureau of the Chief Postal Inspector; Correction

In F.R. Doc. 66-7749 appearing at page 9644 in the issue for Saturday, July 16, 1966, the title of § 822.1 is corrected to read *Bureau of the Chief Postal Inspector*. In addition, the heading for paragraph (a) under § 822.1 is corrected to read *Chief Postal Inspector*.

NOTE: The corresponding Postal Manual sections are 822.1 and 822.11, respectively. (R.S. 161, as amended; 5 U.S.C. 22, 39 U.S.C. 501)

TIMOTHY J. MAY,
General Counsel.

AUGUST 17, 1966.

[F.R. Doc. 66-9261; Filed, Aug. 24, 1966; 8:47 a.m.]

Title 41—PUBLIC CONTRACTS AND PROPERTY MANAGEMENT

Chapter 10—Department of the Treasury

[CGFR 66-7]

PART 10-17—EXTRAORDINARY CONTRACTUAL ACTIONS TO FACILITATE NATIONAL DEFENSE

Pursuant to authority vested in the Secretary of the Treasury by Rev. Stat. 161, as amended by the Act of August 12, 1958, 72 Stat. 547, 5 U.S.C. 22; 63 Stat. 390, 40 U.S.C. 486(c); Public Law 85-804, 72 Stat. 972, 50 U.S.C. 1431 to 1435; Executive Order No. 10789 (23 F.R. 8897), as amended, and other statutes, the following regulations are promulgated:

| | |
|-----------|----------------|
| Sec. | |
| 10-17.000 | Scope of part. |
| 10-17.101 | Authority. |
| 10-17.105 | Reports. |

Sec.

| | |
|-------------|-------------------|
| 10-17.207-1 | Filing requests. |
| 10-17.208 | Processing cases. |
| 10-17.208-4 | Records. |
| 10-17.304 | Records. |
| 10-17.402 | Final records. |

AUTHORITY: The provisions of this Part 10-17 issued under R.S. 161, 5 U.S.C. 22; sec. 205(c), 63 Stat. 390, 40 U.S.C. 486(c); 72 Stat. 972-973, 50 U.S.C. 1431-1435. E.O. 10789, 23 F.R. 8897; 3 CFR, 1954-1958 Comp.

§ 10-17.000 Scope of part.

This part establishes procedures to implement and supplement Part 1-17 of this title (Federal Procurement Regulations).

§ 10-17.101 Authority.

(a) The Treasury Department Contract Adjustment Board is hereby created. The Board is authorized to exercise the authority of Public Law 85-804 (72 Stat. 972, 50 U.S.C. 1431 to 1435, Aug. 28, 1958) as vested in the Secretary of the Treasury by Executive Order No. 10789, dated November 14, 1958 (23 F.R. 8897), as amended by Executive Order No. 11051, dated September 27, 1962 (27 F.R. 9683). The decision of the Board shall be final in all cases where the cost to the United States resulting therefrom is not more than \$50,000. Where the cost to the United States resulting therefrom is greater than \$50,000, the decision of the Board shall be subject to approval by the Secretary of the Treasury, or his designee.

(b) Part 1-17 of this title shall govern the respective rights and duties of the Treasury Department Contract Adjustment Board, Treasury agencies and the Contractor. The Board shall determine and adopt its own procedures and have authority to do all acts and things necessary or appropriate for the conduct of its functions.

(c) The chairman and members of the Coast Guard Board of Contract Appeals, established by regulations contained in Part 11-60 of this title, shall constitute the chairman and members of the Treasury Department Contract Adjustment Board.

§ 10-17.105 Reports.

The chairman of the Board is responsible for preparing the annual report to the Congress required by § 1-17.105 of this title.

§ 10-17.207-1 Filing requests.

The request of a contractor shall be filed in quintuplicate with the cognizant contracting officer or his duly authorized representative.

§ 10-17.208 Processing cases.

(a) The responsible contracting officer shall submit to the appropriate officer or official listed in paragraph (b) of this section, four copies of the following:

- (1) The form of request described in § 1-17.207-2 of this title.
- (2) The preliminary record required by § 1-17.207-3 of this title.
- (3) The facts and evidence described in § 1-17.207-4 of this title.
- (4) The investigation prescribed by § 1-17.208-1 of this title.

(b) The head of the bureau, office, division, agency of the Treasury Department, as appropriate, shall submit to the Board the documents listed in paragraph (a) of this paragraph, together with his recommended disposition of the request of the contractor.

§ 10-17.208-4 Records.

The Board shall maintain the records required by § 1-17.208-4 of this title.

§ 10-17.304 Records.

The Board shall retain a copy of the memorandum required by § 1-17.303(a) of this title.

§ 10-17.402 Final records.

The Board shall prepare the final record described in § 1-17.402 of this title.

Effective date. These regulations are effective 30 days following publication in the FEDERAL REGISTER.

Dated: August 19, 1966.

[SEAL] JAMES POMEROY HENDRICK,
Acting Assistant Secretary
of the Treasury.

[F.R. Doc. 66-9285; Filed, Aug. 24, 1966; 8:49 a.m.]

Chapter 11—Coast Guard, Department of the Treasury

[CGFR 66-19]

PART 11-17—EXTRAORDINARY CONTRACTUAL ACTIONS TO FACILITATE NATIONAL DEFENSE

Pursuant to authority vested in the Secretary of the Treasury by Rev. Stat. 161, as amended by the Act of August 12, 1958, 72 Stat. 547, 5 U.S.C. 22; 63 Stat. 390, 40 U.S.C. 486(c); Public Law 85-804, 72 Stat. 972, 50 U.S.C. 1431 to 1435; Executive Order No. 10789 (23 F.R. 8897), as amended, and other statutes, the following regulations are promulgated:

| | |
|-------------|-------------------|
| Sec. | |
| 11-17.000 | Scope of part. |
| 11-17.101 | Authority. |
| 11-17.105 | Reports. |
| 11-17.207-1 | Filing requests. |
| 11-17.208 | Processing cases. |
| 11-17.208-4 | Records. |
| 11-17.304 | Records. |
| 11-17.402 | Final records. |

AUTHORITY: The provisions of this Part 11-17 issued under R.S. 161, 5 U.S.C. 22; sec. 205(c), 63 Stat. 390, 40 U.S.C. 486(c); 72 Stat. 972-973, 50 U.S.C. 1431-1435. E.O. 10789, 23 F.R. 8897; 3 CFR, 1954-1958 Comp.

§ 11-17.000 Scope of part.

This part establishes procedures to implement and supplement Part 1-17 of this title (Federal Procurement Regulations).

§ 11-17.101 Authority.

(a) The Treasury Department Contract Adjustment Board is hereby created. The Board is authorized to exercise the authority of Public Law 85-804 (72 Stat. 972; 50 U.S.C. 1431 to 1435, Aug. 28, 1958) as vested in the Secretary of the Treasury by Executive Order No. 10789, dated November 14, 1958 (23 F.R. 8897), as amended by Executive Order

No. 11051, dated September 27, 1962 (27 F.R. 9683). The decision of the Board shall be final in all cases where the cost to the United States resulting therefrom is not more than \$50,000. Where the cost to the United States resulting therefrom is greater than \$50,000, the decision of the Board shall be subject to approval by the Secretary of the Treasury, or his designee.

(b) Part 1-17 of this title shall govern the respective rights and duties of the Treasury Department Contract Adjustment Board, Treasury agencies and the Contractor. The Board shall determine and adopt its own procedures and have authority to do all acts and things necessary or appropriate for the conduct of its functions.

(c) The chairman and members of the Coast Guard Board of Contract Appeals, established by regulations contained in Part 11-60 of this chapter, shall constitute the chairman and members of the Treasury Department Contract Adjustment Board.

§ 11-17.105 Reports.

The chairman of the Board is responsible for preparing the annual report to the Congress required by § 1-17.105 of this title.

§ 11-17.207-1 Filing requests.

The request of a contractor shall be filed in quintuplicate with the cognizant contracting officer or his duly authorized representative.

§ 11-17.208 Processing cases.

(a) The responsible contracting officer shall submit to the appropriate officer or official listed in paragraph (b) of this section, four copies of the following:

- (1) The form of request described in § 1-17.207-2 of this title.
- (2) The preliminary record required by § 1-17.207-3 of this title.
- (3) The facts and evidence described in § 1-17.207-4 of this title.
- (4) The investigation prescribed by § 1-17.208-1 of this title.

(b) The Comptroller, U.S. Coast Guard, District Commander, or Commanding Officer of a Coast Guard Headquarters unit, as appropriate, shall submit to the Board the documents listed in paragraph (a) of this section, together with his recommended disposition of the request of the contractor.

§ 11-17.208-4 Records.

The Board shall maintain the records required by § 1-17.208-4 of this title.

§ 11-17.304 Records.

The Board shall retain a copy of the memorandum required by § 1-17.303(a) of this title.

§ 11-17.402 Final records.

The Board shall prepare the final record described in § 1-17.402 of this title.

Effective date. These regulations are effective 30 days following publication in the FEDERAL REGISTER.

Dated: August 19, 1966.

[SEAL] JAMES POMEROY HENDRICK,
*Acting Assistant Secretary
of the Treasury.*

[F.R. Doc. 66-9280; Filed, Aug. 24, 1966;
8:49 a.m.]

Title 49—TRANSPORTATION

Chapter I—Interstate Commerce Commission

SUBCHAPTER A—GENERAL RULES AND REGULATIONS

[S.O. 987]

PART 95—CAR SERVICE

Distribution of Boxcars

Correction

In F.R. Doc. 66-8948 appearing in the issue for Wednesday, August 17, 1966, at page 10923, § 95.987(a) (2) should read as follows:

(2) The term "boxcars" as used in this section means plain, unequipped boxcars of 50 feet 6 inches or less inside length.

Title 50—WILDLIFE AND FISHERIES

Chapter I—Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service, Department of the Interior

SUBCHAPTER B—HUNTING AND POSSESSION OF WILDLIFE

PART 16—MIGRATORY BIRD PERMITS

Miscellaneous Amendments

By notice of proposed rule making published in the FEDERAL REGISTER of May 28, 1966 (31 F.R. 7700), notification was given that it was proposed to revise §§ 16.1 through 16.16 of Part 16, Title 50, Code of Federal Regulations, concerning migratory bird permits.

The text of the proposed revisions were set forth in detail and interested persons were invited to submit written comments, suggestions, or objections concerning the proposal to the Director, Bureau of Sport Fisheries and Wildlife, Washington, D.C. 20240, within 30 days following publication of the notice. Upon public request the period for receiving comments was extended through July 15, 1966.

A number of comments were received. All comments were thoroughly considered and as a result the following changes from those proposed have been made:

1. The effective date of the revision has been delayed from January 1, 1967, to March 1, 1967, in order to allow sufficient time for administrative actions and printing and distribution of necessary forms prior to the effective date.

2. Section 16.14(e) (3) has been changed by adding at the end the words

"or each carcass is identified by a State band on leg or wing pursuant to requirements of his State license, permit or authorization," to agree with the wording and provisions of § 16.16(d).

3. The headnote of § 16.16 has been changed by substituting the words "(but not imported)" for the word "imported" following the word "exported"; and by deleting the words "issued by this Bureau" following the word "permit". These changes were deemed necessary to continue present controls over importations from foreign countries and to eliminate excessive verbiage.

Therefore, all comments having been fully considered and no other changes being deemed necessary, the revisions of §§ 16.1 through 16.16 and the table of contents of Part 16, Title 50, Code of Federal Regulations, are hereby adopted as set forth below and shall become effective on March 1, 1967.

1. The listing of §§ 16.1 through 16.16 in the table of contents is revised to read as follows:

| Sec. | |
|-------|--|
| 16.1 | Meaning of terms. |
| 16.2 | Permits required. |
| 16.3 | Exceptions to permit requirement. |
| 16.4 | General permit authorizations. |
| 16.5 | General permit provisions. |
| 16.6 | Transportation and shipping requirements. |
| 16.7 | Applicability of State laws. |
| 16.8 | Revocation of permits. |
| 16.9 | Import and export permits. |
| 16.10 | Jurisdiction and address of regional offices. |
| 16.11 | Scientific collecting and special purpose permits. |
| 16.12 | Taxidermist permits. |
| 16.13 | Banding permits. |
| 16.14 | Waterfowl propagating permits. |
| 16.15 | Acquisition, without a permit, of captive-reared migratory waterfowl other than mallard ducks. |
| 16.16 | Acquisition, without a permit, of captive-reared mallard ducks. |

2. Sections 16.1 through 16.16 of Part 16 are revised to read as follows:

§ 16.1 Meaning of terms.

As used in this part, terms shall have the meaning ascribed in this section.

(a) "Migratory birds" refers to all those species of birds defined as migratory birds under § 10.1 of Part 10 of this subchapter, and includes all birds of these species which, whether raised in captivity or not, cannot be readily and visibly distinguished by general size or coloration from birds of the same species occurring in a wild state.

(b) "Migratory waterfowl" refers to all those species of wild ducks, geese, brant, and swans included in the definition of migratory birds under § 10.1 of Part 10 of this subchapter and paragraph (a) of this section.

(c) "Public" as used in referring to museums, zoological parks, and scientific or educational institutions refers to such as are open to the general public and either established, maintained, and operated as a governmental service or are privately endowed and incorporated but not operated for profit.

(d) "Take" means to pursue, hunt, shoot, capture, collect, kill, trap, or at-

tempt to pursue, hunt, shoot, capture, collect, kill, or trap.

§ 16.2 Permits required.

Except as permitted by regulations under this part or under Part 10 of this subchapter (the hunting regulations), a permit is required for any person to import, export, take, sell, purchase, otherwise acquire, possess, transport, or dispose of migratory birds or their progeny, parts, nests, or eggs.

§ 16.3 Exceptions to permit requirement.

The following exceptions to the permit requirement are allowed in addition to those allowed in the hunting regulations under Part 10 of this subchapter.

(a) Certain species of migratory birds may, without a permit, be taken and disposed of to control depredations as provided in §§ 16.21 through 16.25.

(b) Employees of the Department of the Interior authorized to enforce the provisions of the Migratory Bird Treaty Act of July 3, 1918, as amended (40 Stat. 755; 16 U.S.C. 703 et seq.), may, without a permit, take or otherwise acquire, hold in custody, transport, and dispose of migratory birds or their parts, nests, or eggs as necessary in performing their official duties.

(c) State game departments, municipal game farms or parks, and public museums, zoological parks, and scientific or educational institutions may acquire by gift or purchase, possess, transport, and by gift or sale dispose of lawfully acquired migratory birds or their progeny, parts, nests, or eggs without a permit: *Provided*, That such birds may be acquired only from persons authorized by this paragraph or by a permit issued pursuant to this part to possess and dispose of such birds, or from Federal or State game authorities by the gift of seized, condemned, or sick or injured birds. Any such birds, acquired without a permit, and any progeny therefrom may be disposed of only to persons authorized by this paragraph to acquire such birds without a permit. Any person exercising a privilege granted by this paragraph must keep accurate records of such operations showing the species and number of birds acquired, possessed, and disposed of; the names and addresses of the persons from whom such birds were acquired or to whom such birds were donated or sold; and the dates of such transactions. These records shall be maintained on a calendar year basis and shall be retained for a period of 1 year following the end of the calendar year covered by the records.

(d) Migratory waterfowl which have been hatched and raised in captivity or the carcasses or eggs of such birds may be lawfully acquired, possessed, transported, and disposed of without a permit in accordance with the conditions and restrictions set forth in the provisions of §§ 16.15 and 16.16.

§ 16.4 General permit authorizations.

(a) Migratory bird permits may be issued to authorize: (1) The importation,

exportation, taking, sale, purchase, other acquisition, possession, transportation, and disposal of migratory waterfowl and their progeny or eggs for propagating and food purposes; (2) the taking and disposal of wild migratory birds or their nests or eggs for depredation control purposes; (3) the importation, exportation, taking, sale, purchase, other acquisition, possession, transportation, and disposal of migratory birds or their progeny, parts, nests, or eggs for scientific, educational, and other special purposes; and (4) the receiving, custody or possession, transportation, and mounting or other preparation by a taxidermist of migratory birds or their parts, nests, or eggs for any person other than himself.

(b) Consistent with the preservation of migratory birds and with the purposes of this part, applications for migratory bird permits may be disapproved, or approved and permits issued pursuant to the provisions of this part.

§ 16.5 General permit provisions.

Permits issued pursuant to this part are subject to the following provisions:

(a) Permittees must comply with such special terms, conditions, restrictions, or limitations as may be prescribed in the permit.

(b) Importations from Mexico must be accompanied by Mexican export permits.

(c) Permits are not transferable.

(d) Permittees may not dispose of migratory birds or their progeny, parts, nests, or eggs to any person not authorized by or pursuant to this part to acquire such migratory birds or their parts, nests, or eggs; nor may a permittee acquire any migratory birds or their parts, nests, or eggs from any person not authorized by or pursuant to this part to dispose of such migratory birds or their progeny, parts, nests, or eggs.

(e) Permittees must, during reasonable hours, allow any person authorized to enforce this part to enter and inspect the premises where permit operations are being carried on and any records of such operations required to be maintained.

§ 16.6 Transportation and shipping requirements.

Every package or container, in which migratory birds or their parts, nests, or eggs are shipped by common carrier wholly within a State or are transported by any means whatsoever from one State, territory, or district to or through another State, territory, or district, or to a foreign country, shall be clearly marked, labeled, or tagged on the outside thereof. These labels or tags shall show the name and address of the consignor and consignee; and an accurate statement of the species and number of birds or their parts, nests, or eggs contained therein; and the permit number under authority of which the birds or their parts, nests, or eggs are transported if a permit is required.

§ 16.7 Applicability of State laws.

Nothing in this part or in any permit issued thereunder shall be construed to

authorize the taking, possession, sale, purchase, exchange, or transportation of migratory birds or their parts, nests, or eggs in any State contrary to the laws and regulations of that State: *Provided*, That such laws and regulations are for the purpose of giving further protection to such birds and are not inconsistent with the conventions between the United States and any foreign country for the protection of migratory birds or with the Migratory Bird Treaty Act. No permit issued or privilege granted under this part shall authorize the taking, possession, purchase, sale, exchange, or transportation of migratory birds or their parts, nests, or eggs unless the person also possesses whatever permit may be required for such activities by the State concerned.

§ 16.8 Revocation of permits.

(a) Permits issued pursuant to this part may be revoked and the privileges granted thereunder withdrawn:

(1) If the permittee violates any regulation prescribed in this part; or

(2) When the activities of the permittee, involving live birds or feed on the premises of the permittee, are an element in a violation by the permittee or other person of the migratory bird hunting regulations governing the use of live decoys or bait in the taking of migratory game birds (§ 10.3 of this subchapter) on the premises covered by the permit, or where such activities on the premises of the permittee would preclude the legal hunting of migratory game birds on adjacent premises not under control of the permittee.

(b) Any person whose permit has been revoked shall not be issued a like permit until at least 1 year after the date of revocation.

§ 16.9 Import and export permits.

Applications for permits to import or export migratory birds or their parts, nests, or eggs, except captive-reared mallards (§ 16.16), for purposes provided in this part shall be made by letter addressed to the Director, Bureau of Sport Fisheries and Wildlife, Washington, D.C. 20240, and shall contain the following information:

(a) Name and address of the applicant and the purpose for which importation or exportation is being made;

(b) Species and number of migratory birds or their parts, nests, or eggs to be imported or exported;

(c) Name and address of the person from whom such birds are being imported or to whom they are being exported;

(d) Estimated date of arrival or departure of shipment, and the port of entry or exit through which the shipment will be imported or exported; and

(e) Federal permit number and type of permit authorizing possession, acquisition, or disposition of such birds or their parts, nests, or eggs, where such a permit is required.

§ 16.10 Jurisdiction and address of regional offices.

Geographic jurisdictions and addresses of Bureau of Sport Fisheries and Wildlife regional offices are as follows:

(a) Pacific Region (Region 1—comprising the States of Alaska, California, Hawaii, Idaho, Montana, Nevada, Oregon, and Washington) Post Office Box 3737, Portland, Oreg. 97208;

(b) Southwest Region (Region 2—comprising the States of Arizona, Colorado, Kansas, New Mexico, Oklahoma, Texas, Utah, and Wyoming) Post Office Box 1306, Albuquerque, N. Mex. 87103;

(c) North Central Region (Region 3—comprising the States of Illinois, Indiana, Iowa, Michigan, Minnesota, Missouri, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin) 1006 West Lake Street, Minneapolis, Minn. 55408;

(d) Southeast Region (Region 4—comprising the States of Alabama, Arkansas, Florida, Georgia, Kentucky, Louisiana, Maryland, Mississippi, North Carolina, South Carolina, Tennessee, and Virginia, plus Puerto Rico and the Virgin Islands) Peachtree—Seventh Building, Atlanta, Ga. 30323; and

(e) Northeast Region (Region 5—comprising the States of Connecticut, Delaware, Maine, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and West Virginia) U.S. Post Office and Courthouse, Boston, Mass. 02109.

§ 16.11 Scientific collecting and special purpose permits.

(a) Applications for scientific collecting and other special purpose permits shall be made by letter addressed to the Regional Director at the regional office having administrative jurisdiction over Bureau functions in the State where permit activities are proposed. (See § 16.10 for geographical jurisdiction and addresses of regional offices.) Such applications shall contain the following information:

(1) Name, address, and age of applicant;

(2) Species and number of migratory birds or their parts, nests, or eggs proposed to be taken or acquired when it is possible to determine same in advance;

(3) Statement of the purpose and a justification for granting such a permit; and

(4) In the case of scientific collecting permits, the name and address of the public scientific or educational institution to which all specimens will ultimately be donated.

(b) The tenure of scientific collecting or other special purpose permits shall be from date of issue through the 31st day of December of the second full calendar year following the year of issue unless a different period of time is prescribed in the permit.

(c) All specimens taken and possessed under authority of a scientific collecting permit must be donated and transferred to the public scientific or educational institution designated in the permit application within 60 days following the date such permit expires or is revoked, unless the permittee has been issued a special permit authorizing possession for a longer period of time.

(d) All permittees must keep accurate records of their operations and file a

report of such operations, negative or otherwise, by letter or on a form furnished for that purpose, on or before January 10 of each calendar year following the year of issue unless a different date is stated in the permit.

§ 16.12 Taxidermist permits.

(a) A taxidermist permit is required before any person may perform taxidermy services on migratory birds or their parts, nests, or eggs for any person other than himself. Such permits authorize permittees to receive specimens from, transport, hold in custody or possession, mount or otherwise prepare, and return prepared specimens to another person.

(b) Original applications for a taxidermist permit shall be made by letter addressed to the Regional Director at the regional office having administrative jurisdiction over Bureau functions in the State where permit activities are proposed. (See § 16.10 for geographical jurisdiction and addresses of regional offices.) Such applications shall contain the following information:

(1) Name, age, mailing address, and telephone number of applicant;

(2) Address of premises where taxidermist operations are proposed if different than mailing address;

(3) Statement of applicant's qualifications and experience as a taxidermist; and

(4) Where a State permit is required by State law, whether or not applicant possesses a valid State permit and the number and expiration date of such State permit.

(c) Requests for renewals of existing permits shall be made by letter to the regional office issuing the permit not later than 30 days preceding the expiration date of the permit.

(d) The tenure of taxidermist permits or renewals thereof shall be from date of issue through the 31st day of December of the second full calendar year following the year of issue.

(e) Permittees must keep accurate records of operations, on a calendar year basis, showing the names and addresses of persons from and to whom migratory birds or their parts, nests, or eggs were received or delivered, the number and species of such, and the dates of receipt and delivery. Permittees must retain such records for a period of 1 year following the end of the calendar year covered by the records.

§ 16.13 Banding permits.

(a) A banding permit is required before any person may capture migratory birds for banding purposes or use official bands issued by the Bureau of Sport Fisheries and Wildlife for banding any species of bird.

(b) Applications for banding permits shall be made by letter addressed to the Bird Banding Laboratory, Migratory Bird Populations Station, Bureau of Sport Fisheries and Wildlife, Laurel, Md. 20810. Requests for renewals of existing permits shall be made by letter not

later than 30 days prior to the expiration date of the permit.

(c) The banding of migratory birds shall be by official numbered leg bands issued by the Bureau of Sport Fisheries and Wildlife. The use of any other band, clip, dye, or other method of marking is prohibited unless specifically authorized in the banding permit.

(d) All traps or nets used to capture migratory birds for banding purposes shall have attached thereto a tag or label clearly showing the name and address of the permittee and his permit number, or the area in which such traps or nets are located must be posted with Notice of Banding Operations posters (form 3-1155, available upon request from the Bird Banding Laboratory, Migratory Bird Populations Station, Bureau of Sport Fisheries and Wildlife, Laurel, Md. 20810) which shall bear the name and address of the permittee and the number of his permit.

(e) Banding permits may be suspended or revoked for a violation of any provision of the Migratory Bird Treaty Act or the regulations issued thereunder, or for failure to maintain and submit required records and reports or to comply with any special terms, conditions, or restrictions incorporated in the banding permit.

§ 16.14 Waterfowl propagating permits.

(a) A waterfowl propagating permit is required before any person may lawfully sell, trade, donate, or otherwise dispose of, to another person, any species of captive-reared and properly marked migratory waterfowl or their eggs other than mallard ducks.

(b) Original requests for a propagating permit shall be made by letter addressed to the Regional Director at the regional office having administrative jurisdiction over Bureau functions in the State where permit activities are proposed. (See § 16.10 for geographical jurisdiction and addresses of regional offices.) The applicant will then be furnished an application form to be completed and returned to the regional office.

(c) The tenure of propagating permits or renewals thereof shall be from date of issue through the 31st day of December of the second full calendar year following the year of issue.

(d) Requests for renewals of existing permits shall be made by letter to the regional office issuing the permit not later than 30 days preceding the expiration date of the permit.

(e) When issued, these permits will authorize such disposal subject to the following conditions, restrictions, and requirements:-

(1) Effective March 1, 1967, all live migratory waterfowl possessed in captivity under authority of a valid Federal propagating permit shall be physically marked within 60 days by removal of the hind toe from the right foot. All such birds hatched, raised and retained in captivity thereafter shall be so marked prior to reaching 4 weeks of age. The preceding does not apply to captive adult geese, swans, and brant which have

previously been marked by a "V" notch in the web of one foot, nor to such adult birds held in captivity at public institutions as defined in § 16.1(c).

(2) Such properly marked birds may be killed, in any number, at any time or place, by any means except shooting. Such birds may be killed by shooting only in accordance with all the applicable hunting regulations governing the taking of like species from the wild.

(3) At all times during possession, transportation, and storage until the raw carcasses of such birds are finally processed immediately prior to cooking, smoking, or canning, the marked foot must remain attached to each carcass: *Provided*, That permittees who are also authorized to sell game under a State license, permit, or authorization may remove the marked foot from raw carcasses if the number of his State license, permit, or authorization has first been legibly stamped in ink on the back of each carcass or on the wrapping or container in which each carcass is maintained, or each carcass is identified by a State band on leg or wing pursuant to requirements of his State license, permit, or authorization.

(4) Such properly marked birds, alive or dead, or their eggs may be disposed of in any number, at any time or place, to any person: *Provided*, That on each date that any such birds or their eggs are transferred to another person, the permittee must complete a form 3-186, Notice of Waterfowl Sale or Transfer. (Bureau will provide supplies of form.) The permittee will furnish the original of completed form 3-186 to the person acquiring the birds or eggs; retain one copy in his files as a record of his operations; and, on or before the last day of each month, mail three copies of each form completed during that month to the regional office of the Bureau of Sport Fisheries and Wildlife which issued his permit.

(5) Within 10 days following December 31 of each calendar year, permittee must file a report, negative or otherwise, on a form furnished for that purpose, listing the number and species of migratory waterfowl and their eggs on hand as of December 31.

§ 16.15 Acquisition, without a permit, of captive-reared migratory waterfowl other than mallard ducks.

Any person may, without a permit, lawfully acquire captive-reared and properly marked migratory waterfowl of all species other than mallard ducks, alive or dead, or their eggs, and possess and transport such birds or eggs and any progeny or eggs therefrom solely for his own use subject to the following conditions and restrictions:

(a) Such birds, alive or dead, or their eggs may be lawfully acquired only from holders of valid Federal waterfowl propagating permits except that properly marked carcasses of such birds may also be lawfully acquired as provided under paragraph (c) of this section.

(b) All progeny of such birds or eggs hatched, raised, and retained in captivity must be physically marked by removal

of the hind toe from the right foot prior to reaching 4 weeks of age.

(c) No such birds or eggs or any progeny or eggs thereof may be disposed of by any means, alive or dead, to any other person unless a special Federal permit has first been secured authorizing such disposal: *Provided*, That bona fide clubs, hotels, restaurants, boarding houses, and dealers in meat and game may serve or sell to their customers the carcasses of any such birds which they have acquired from the holder of a valid Federal waterfowl propagating permit.

(d) Lawfully possessed and properly marked birds may be killed, in any number, at any time or place, by any means except shooting. Such birds may be killed by shooting only in accordance with all applicable hunting regulations governing the taking of like species from the wild. (See Part 10 of this subchapter.)

(e) At all times during possession, transportation, and storage until the raw carcasses of such birds are finally processed immediately prior to cooking, smoking, or canning, the marked foot must remain attached to each carcass unless such carcasses were otherwise properly marked and the foot removed prior to acquisition.

(f) When any such birds, alive or dead, or their eggs are acquired from a Federal waterfowl propagating permittee, the permittee will furnish a copy of form 3-186, Notice of Waterfowl Sale or Transfer, to be retained on file by the buyer during his possession of such birds or eggs or progeny or eggs thereof.

§ 16.16 Acquisition, without a permit, of captive-reared mallard ducks.

Captive-reared and properly marked mallard ducks, alive or dead, or their eggs may be acquired, possessed, sold, traded, donated, transported, exported (but not imported), and disposed of by any person without a permit, subject to the following conditions, restrictions, and requirements:

(a) Effective March 1, 1967, all such live mallard ducks then possessed in captivity, without a permit, shall be physically marked by removal of the hind toe from the right foot within 60 days, and all such ducks hatched, raised, and retained in captivity thereafter shall be so marked prior to reaching 4 weeks of age.

(b) When so marked, such live birds may be disposed of to, or acquired from, any person and possessed and transported in any number at any time or place.

(c) When so marked, such live birds may be killed, in any number, at any time or place, by any means except shooting. Such birds may be killed by shooting only in accordance with all applicable hunting regulations governing the taking of mallard ducks from the wild: *Provided*, That such birds may be killed by shooting, in any number, at any time, on any premises operated as a shooting preserve under State license, permit, or authorization; or they may be shot, in any number, at any time or

place, by any person for bona fide dog training or field trial purposes.

(d) At all times during possession, transportation, and storage until the raw carcasses of such birds are finally processed immediately prior to cooking, smoking, or canning, the marked foot must remain attached to each carcass: *Provided*, That persons, who operate game farms or shooting preserves under a State license, permit, or authorization for such activities, may remove the marked foot when either the number of his State license, permit, or authorization has first been legibly stamped in ink on the back of each carcass or on the container in which each carcass is maintained, or each carcass is identified by a State band on leg or wing pursuant to requirements of his State license, permit, or authorization. When properly marked, such carcasses may be disposed of to, or acquired from, any person and possessed and transported in any number at any time or place.

These regulations shall become effective March 1, 1967.

STEWART L. UDALL,
Secretary of the Interior.

AUGUST 19, 1966.

[F.R. Doc. 66-9234; Filed, Aug. 24, 1966; 8:45 a.m.]

SUBCHAPTER C—THE NATIONAL WILDLIFE REFUGE SYSTEM

PART 32—HUNTING

Mark Twain National Wildlife Refuge, Ill.

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER:

§ 32.22 Special regulations; upland game; for individual wildlife refuge areas.

ILLINOIS

MARK TWAIN NATIONAL WILDLIFE REFUGE

Public hunting of black, gray, and fox squirrels on the Mark Twain National Wildlife Refuge, Ill., is permitted from sunrise September 1, 1966, to sunset September 16, 1966, only on the areas of the Gardner Division designated by signs as open to hunting. These open areas, comprising 4,200 acres of the total Gardner Division area, are delineated on a map available at the refuge headquarters and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 1006 West Lake Street, Minneapolis, Minn. 55408. Hunting shall be in accordance with all applicable State regulations concerning the hunting of squirrels subject to the following conditions:

(1) A Federal permit is required to enter the public hunting area. Permits may be obtained from the Mark Twain National Wildlife Refuge headquarters, Quincy, Ill.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally which are set forth in Title 50, Code of Federal Regulations, Part 32.

The provisions of this special regulation are effective to September 17, 1966.

JAMES W. SALYER,
*Refuge Manager, Mark Twain
National Wildlife Refuge.*

AUGUST 18, 1966.

[F.R. Doc. 66-9235; Filed, Aug. 24, 1966;
8:45 a.m.]

PART 32—HUNTING

**Parker River National Wildlife Refuge,
Mass.**

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 32.32 Special regulations, big game,
for individual wildlife refuge areas.

MASSACHUSETTS

PARKER RIVER NATIONAL WILDLIFE REFUGE

Hunting of big game on the Parker River National Wildlife Refuge, Mass., is suspended for the 1966 season. Annual inventory of big game animals indi-

cates the population is such that no hunting should be permitted this year.

RICHARD E. GRIFFITH,
*Regional Director, Bureau of
Sport Fisheries and Wildlife.*

AUGUST 16, 1966.

[F.R. Doc. 66-9236; Filed, Aug. 24, 1966;
8:45 a.m.]

PART 32—HUNTING

**William L. Finley National Wildlife
Refuge, Oreg.**

The following special regulation is issued and is effective on date of publication in the FEDERAL REGISTER.

§ 32.32 Special regulations; big game
for individual wildlife refuge areas.

OREGON

**WILLIAM L. FINLEY NATIONAL WILDLIFE
REFUGE**

The public hunting of deer on the William L. Finley National Wildlife Refuge is permitted on lands as posted from August 27 through September 25, Octo-

ber 1 through October 30, 1966. Additional information may be obtained at Refuge Headquarters on Bellfountain Road, approximately 10 miles south of Corvallis, Oreg., and from the Regional Director, Bureau of Sport Fisheries and Wildlife, 730 Northeast Pacific, Portland, Oreg. 97208. Hunting shall be in accordance with all applicable State regulations, subject to the following special condition:

1. All hunters will check in and out of Refuge Headquarters located on Bellfountain Road, approximately 10 miles south of Corvallis, Oreg.

The provisions of this special regulation supplement the regulations which govern hunting on wildlife refuge areas generally, which are set forth in Title 50, Code of Federal Regulations, Part 32, and are effective through October 30, 1966.

PAUL T. QUICK,
*Regional Director, Bureau of
Sport Fisheries and Wildlife.*

AUGUST 16, 1966.

[F.R. Doc. 66-9255; Filed, Aug. 24, 1966;
8:46 a.m.]

Proposed Rule Making

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

[7 CFR Part 905]

[Docket No. AO-85-A6]

ORANGES, GRAPEFRUIT, TANGERINES, AND TANGELOS GROWN IN FLORIDA

Notice of Recommended Decision and Opportunity to File Written Exceptions to Amended Marketing Agreement and Order

Pursuant to the rules of practice and procedure, as amended, governing proceedings to formulate marketing agreements and marketing orders (7 CFR Part 900), notice is hereby given of the filing with the Hearing Clerk of this recommended decision with respect to the proposed further amendment of the marketing agreement and Order No. 905 (7 CFR Part 905), hereinafter referred to collectively as the "order," regulating the handling of oranges, grapefruit, tangerines, and tangelos grown in Florida, to be made effective pursuant to the provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), hereinafter referred to as the "act." Interested parties may file written exceptions to this recommended decision with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the close of business of the 10th day after publication thereof in the FEDERAL REGISTER. Exceptions should be filed in quadruplicate. All such communications will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Preliminary statement. The public hearing, on the record of which the proposed amendment of the order is formulated, was initiated by the Consumer and Marketing Service as a result of proposals submitted by the Growers Administrative and Shippers Advisory Committees (established pursuant to the marketing agreement and order), Florida Citrus Mutual, Indian River Citrus League, and Florida Fresh Citrus Shippers Association. A notice that such public hearing would be held on June 20, 1966, in the auditorium, Florida Citrus Mutual Building, Lakeland, Fla., was published in the FEDERAL REGISTER (31 F.R. 7971) on June 4, 1966.

Material Issues. The material issues presented on the record of the hearing were concerned with amending the order to:

(1) Change the procedure of the committees to provide that the Growers Administrative Committee may recommend regulation of shipments of grapefruit

grown in Regulation Area I or Regulation Area II which meet the requirements of Improved No. 2 grade only upon the affirmative vote of a majority of its members from the regulation area affected.

(2) Define the terms "Improved No. 2 grade" and "Improved No. 2 Bright grade" with respect to the use of such grades under the regulatory provisions of the order.

(3) Make such other changes in the marketing agreement and order as may be necessary to obtain conformity between the entire marketing agreement and order and the amendments thereto.

Findings and conclusions. The following findings and conclusions on the material issues are based upon the evidence adduced at the hearing and the record thereof:

(1) The order should be amended as hereinafter set forth to provide that the Growers Administrative Committee may recommend a regulation restricting the shipment of grapefruit, grown in Regulation Area I or Regulation Area II, which meets the requirements of the Improved No. 2 grade only upon the affirmative vote of a majority of its members present from the regulation area in which such restriction would apply.

The order currently recognizes that grapefruit from the two areas has different characteristics and specifies that regulations may provide that shipments of grapefruit grown in Regulation Area II (Indian River District) shall be limited to grades and sizes different from the grade and size limitations applicable to shipments of grapefruit grown in Regulation Area I (Interior District).

Consistent with the order, the Growers Administrative Committee is comprised of nine members.¹ Seven of the members are from Regulation Area I and two are from Regulation Area II. As between areas, the total representation of nine members is equitably distributed based on the relative proportion of the production of all fruits covered under the order. However, it is not entirely equitable when only grapefruit is considered. Regulation Area II produces, on an average, less than one-third of the grapefruit but such area ships nearly one-half of the grapefruit moved in regulated channels.

One of the primary duties of the Growers Administrative Committee is to recommend regulations to the Secretary for the fruits, including grapefruit, covered under the order. The order procedure for committee meetings prescribes a quorum of five members and that at least five members shall concur for an action to be valid. Consistent with this procedure it is possible for the members from Regulation Area I to rec-

ommend a regulation affecting Regulation Area II without concurrence of the members from the latter area. In some instances, when this has been done, considerable friction between members from the two areas has developed.

It would be desirable, therefore, for the order to provide a more acceptable procedure for arriving at recommendations for regulations with respect to grapefruit. Such procedure should assure the members of the Growers Administrative Committee from each regulation area a voice in the recommendation for regulation of the grapefruit shipped from their respective areas.

Because of its location with respect to prevailing winds, the character of the land, and other location factors, grapefruit grown in Regulation Area II often has a greater amount of scarring, russetting and other surface blemishes than grapefruit produced in Regulation Area I. Such grapefruit may show scarring in excess of that permitted by the U.S. No. 1 grade. However, marketers of such scarred fruit which has the shape and color of the U.S. No. 1 grade have found that a good demand exists for such fruit and have marketed it under the grade designation of "Improved No. 2 grade" at good returns to growers. Such fruit often can be sold at prices exceeding that of U.S. No. 1 grapefruit from the Interior District. It was indicated that under most circumstances Regulation Area II would find it advantageous to market fruit of the Improved No. 2 grade in regulated channels rather than in processing outlets at lower returns.

The foregoing illustrates the economic importance of grapefruit to the Indian River District. Also, the basis exists for enlarging the representation of the Indian River District on the committee insofar as matters pertaining to grapefruit are concerned. This situation applies only to grapefruit, however, and the establishment of separate commodity committees or other subgroups to make recommendations with respect to the several fruits covered by the order would not contribute to more efficient order operations. Consequently, it is more feasible to require under the order, that recommendations for regulation of grapefruit shipments be approved, to the extent hereinafter provided, by the majority of the members from the affected regulation area.

It is desirable that members of the Growers Administrative Committee from both regulation areas be present at meetings when recommendations for regulations are discussed so all may hear the views of others and consider them in assessing economic and other factors bearing on recommendations. However, the absence of one member from an area should not prevent the committee from

¹ See 31 F.R. 4106 published Mar. 9, 1966.

arriving at a recommendation for the regulation of grapefruit so long as each area is represented at the meeting and a majority of the members present from the area affected favors the recommended regulation. Therefore, the provision requiring an affirmative vote of a majority of the members from the affected area should be in terms of a majority of those present from the affected area.

To assure that members from the affected area may secure consideration by the committee of the release of grapefruit meeting the requirements of the Improved No. 2 grade or Improved No. 2 Bright grade when such is restricted, the order should be amended as herein-after set forth to provide that a meeting should be held by the Growers Administrative Committee within a reasonable time after a request for such a meeting is made by a majority of the members from such area. Further, it is concluded that if after discussion and consideration by the Growers Administrative Committee, a majority of the members from the area requesting release of the Improved No. 2 grade of grapefruit continues to favor release of such grade for such area, the committee should so recommend; and if the members from the other area fail to concur, the request of such majority should constitute a valid recommendation, and be transmitted to the Secretary.

(2) Grades, representing the minimum quality of fresh fruit that may be shipped, are used as a basis for regulation of shipments under this part (Order No. 905). Hearing testimony emphasized the physiological differences in typical Indian River grapefruit as compared with typical Interior grapefruit. Consumer acceptance of Indian River grapefruit is such that it has commanded an average premium price of 71, 78, and 95 cents per box, respectively, in each of the 5-year periods beginning with the 1950-51 season as compared with average Interior grapefruit prices. It was also pointed out that Indian River grapefruit yields per acre averaged lower and production costs averaged higher than those of Interior grapefruit. Indian River producers are thus placed at a special disadvantage financially in the marketing of grapefruit that cannot be shipped in fresh form and must be sold at commonly lower prices for processing.

The grading practices are different in the two grapefruit production areas. The Interior area generally markets only U.S. No. 1 grade grapefruit, but the Indian River area separates its grapefruit into several grades. Indian River packers ship considerable quantities of "Improved No. 2 grade" of grapefruit and "Improved No. 2 Bright grade" of grapefruit which is grapefruit meeting all of the respective requirements of the U.S. No. 2 and U.S. No. 2 Bright grades and the shape and color requirements of the U.S. No. 1 grade. The terms "Improved No. 2 Grade" and "Improved U.S. No. 2 Bright Grade" are used in connection with amendment to the order heretofore discussed and should be defined, as here-

inafter set forth, so that the meaning of such terms shall be clear.

Rulings on proposed findings and conclusions. July 1, 1966, was fixed as the latest date for the filing of briefs with respect to the facts presented in evidence at the hearing and on the findings and conclusions which should be drawn therefrom. No brief was filed.

General findings. (1) The marketing agreement, as amended and as hereby proposed to be amended, and the order, as amended and as hereby proposed to be amended, and all of the terms and conditions thereof, will tend to effectuate the declared policy of the act;

(2) The marketing agreement, as amended and as hereby proposed to be amended, and the order, as amended and as hereby proposed to be amended, regulate the handling of oranges (including Temple and Murcott Honey oranges), grapefruit, tangerines, and tangelos grown in the production area in the same manner as, and are applicable only to persons in the respective classes of industrial or commercial activity specified in, the marketing agreement and order upon which hearings have been held;

(3) The marketing agreement, as amended and as hereby proposed to be amended, and the order, as amended and as hereby proposed to be amended, are limited in their application to the smallest regional production area that is practicable consistently with carrying out the declared policy of the act;

(4) The marketing agreement, as amended and as hereby proposed to be amended, and the order, as amended and as hereby proposed to be amended, prescribe, so far as practicable, such different terms, applicable to different parts of the production area, as are necessary to give due recognition to differences in the production and marketing of oranges, grapefruit, tangerines, and tangelos; and

(5) All handling of oranges (including Temple and Murcott Honey oranges), grapefruit, tangerines, and tangelos grown in the production area is in the current of interstate or foreign commerce or directly burdens, obstructs, or affects such commerce.

Recommended amendment of the amended marketing agreement and order. The following amendment of the amended marketing agreement and order is recommended as the detailed means by which the aforesaid conclusions may be carried out:

1. Amend § 905.34(b) to read as follows:

§ 905.34 Procedure of committees.

(b) For any decision or recommendation of either committee to be valid, five concurring votes shall be necessary: *Provided*, That the Growers Administrative Committee may recommend a regulation restricting the shipment of grapefruit grown in Regulation Area I or Regulation Area II which meet the requirements of the Improved No. 2 grade or the Improved No. 2 Bright grade only upon the affirmative vote of a majority of its

members present from the regulation area in which such restriction would apply; and whenever a meeting to consider a recommendation for release of such grade is requested by a majority of the members from the affected area, the Growers Administrative Committee shall hold a meeting within a reasonable length of time for the purpose of considering such a recommendation. If after such consideration the requesting area majority present continues to favor such release for their area, the request shall be considered a valid recommendation and transmitted to the Secretary. The votes of each member cast for or against any recommendation made pursuant to this subpart shall be duly recorded. Each member must vote in person.

2. Add a new § 905.16 as follows:

§ 905.16 Improved No. 2 grade and Improved No. 2 bright grade.

"Improved No. 2 grade" and "Improved No. 2 Bright grade" mean grapefruit meeting all of the respective requirements of the U.S. No. 2 grade and the U.S. No. 2 Bright grade and those requirements of the U.S. No. 1 grade relating to shape (form) and color, as such requirements are set forth in the U.S. Standards for Grades of Florida Grapefruit (§§ 51.750-51.783 of this title) or as such standards may thereafter be amended.

Dated: August 22, 1966.

S. R. SMITH,
Administrator.

[F.R. Doc. 66-9276; Filed, Aug. 24, 1966; 8:48 a.m.]

[7 CFR Part 921]

FRESH PEACHES GROWN IN WASHINGTON

Approval of Expenses and Fixing Rate of Assessment for 1966-67 Fiscal Year

Consideration is being given to the following proposals submitted by the Washington Fresh Peach Marketing Committee, established under the marketing agreement and this part (Order No. 921) (7 CFR Part 921) regulating the handling of fresh peaches grown in Washington, effective under the applicable provisions of the Agricultural Marketing Agreement Act of 1937, as amended (7 U.S.C. 601-674), as the agency to administer the terms and provisions thereof:

(a) That the expenses that are reasonable and likely to be incurred by said committee, during the fiscal period beginning April 1, 1966, and ending March 31, 1967, will amount to \$7,090.

(b) That there be fixed, at \$0.80 per ton of fresh peaches, the rate of assessment payable by each first handler in accordance with § 921.41 of the aforesaid marketing agreement and order.

All persons who desire to submit written data, views, or arguments in con-

nection with the aforesaid proposals shall file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: August 22, 1966.

PAUL A. NICHOLSON,
Acting Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 66-9277; Filed, Aug. 24, 1966; 8:48 a.m.]

[7 CFR Part 925]

FRESH PRUNES GROWN IN DESIGNATED COUNTIES IN IDAHO AND IN MALHEUR COUNTY, OREG.

Establishment of Reserve

Consideration is being given to the following proposed amendment to § 925.203 *Reserve fund*. On September 13, 1961, the Secretary approved the establishment of a reserve fund in accordance with § 925.42 of the marketing agreement and order. The proposed amendment would update § 925.203 and make explicit the authority of the committee to use funds in the reserve for any or all ex-

penses authorized pursuant to § 925.40.

As amended, § 925.203 would read as follows:

§ 925.203 Reserve fund.

(a) The establishment of a reserve fund of an amount which shall not exceed approximately 1 fiscal year's operational expenses is appropriate and necessary to the maintenance and functioning of the Idaho-Malheur County, Oregon Fresh Prune Marketing Committee. The committee is authorized to expend any funds in such reserve for expenses authorized pursuant to § 925.40.

* * * * *

All persons who desire to submit written data, views, or arguments in connection with the aforesaid proposal shall file the same, in quadruplicate, with the Hearing Clerk, U.S. Department of Agriculture, Room 112, Administration Building, Washington, D.C. 20250, not later than the 10th day after the publication of this notice in the FEDERAL REGISTER. All written submissions made pursuant to this notice will be made available for public inspection at the office of the Hearing Clerk during regular business hours (7 CFR 1.27(b)).

Dated: August 22, 1966.

PAUL A. NICHOLSON,
Acting Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 66-9278; Filed, Aug. 24, 1966; 8:49 a.m.]

Notices

DEPARTMENT OF THE INTERIOR

Bureau of Indian Affairs

AREA DIRECTORS

Delegation of Authority Regarding Sale or Exchange of Ceded Lands Restored to Tribal Ownership on Certain Indian Reservations

AUGUST 19, 1966.

Pursuant to authority delegated by the Secretary of the Interior on July 11, 1966 (31 F.R. 9610), the Area Directors of the Bureau of Indian Affairs are authorized to perform the functions and exercise the authority of the Secretary of the Interior contained in section 3 of the Act of May 19, 1958 (P.L. 85-420, 72 Stat. 121; Note, 25 U.S.C. 463 (1964)), which permits the sale or exchange by the tribe of all vacant or undisposed of ceded lands on the following-named Indian Reservations that have been restored to tribal ownership:

Klamath River, Calif.
Coeur d'Alene, Idaho
Crow, Mont.
Fort Peck, Mont.
Spokane, Wash.

ROBERT L. BENNETT,
Commissioner.

[F.R. Doc. 66-9237; Filed, Aug. 24, 1966;
8:45 a.m.]

Bureau of Land Management

[Montana 073705]

MONTANA

Notice of Classification

AUGUST 15, 1966.

Pursuant to the Act of September 19, 1964 (43 U.S.C. 1411-18) and the regulations in 43 CFR Parts 2410 and 2411, the public lands within the area described below together with any lands therein that may become public lands in the future are classified for retention for multiple use management. The described public lands are segregated from appropriation under the Homestead, Desert Land, and Allotment laws (43 U.S.C. p. 7, 43 U.S.C. p. 9, and 25 U.S.C. 331), and from sale under section 2455 of the Revised Statutes (43 U.S.C. 1171).

There were no comments received following publication of the notice of proposed classification (31 F.R. 7914). No adverse comments were received at the public hearing on the proposed classification which was held on August 10, 1966. The record showing endorsements of the classification made by members of the public attending the hearing is on file and can be examined in the Malta District Office, Malta, Mont., and the Land Office, Billings,

Mont. The public lands affected by this classification are located within the following described area and are shown on maps on file in the Malta District Office, Bureau of Land Management, Malta, Mont., and on maps and records in the Land Office, Bureau of Land Management, Federal Building, Billings, Mont.

PRINCIPAL MERIDIAN MONTANA

VALLEY COUNTY

T. 23 N., R. 34 E.,
Secs. 1 to 21 inclusive.
T. 23 N., R. 35 E.,
Secs. 1 to 18 inclusive.
T. 23 N., R. 36 E.,
Secs. 2 to 11 inclusive,
Secs. 14 to 18 inclusive.
T. 24 N., Rs. 34 to 37 E., inclusive.
T. 24 N., R. 38 E.,
Secs. 1 to 24 inclusive,
Secs. 29 to 32 inclusive.
T. 25 N., Rs. 34 to 38 E., inclusive.
T. 25 N., R. 39 E.,
Secs. 5 to 8 inclusive,
Secs. 17 to 20 inclusive,
Secs. 29 to 32 inclusive.
T. 26 N., Rs. 34 to 38 E., inclusive.
T. 26 N., R. 39 E.,
Secs. 2 to 11 inclusive,
Secs. 13 to 20 inclusive,
Secs. 29 to 32 inclusive.
T. 26 N., R. 40 E.,
Secs. 17 and 18.
T. 27 N., Rs. 34 to 37 E., inclusive.
T. 27 N., R. 38 E.,
Secs. 2 to 11 inclusive,
Secs. 13 to 36 inclusive.
T. 27 N., R. 39 E.,
Secs. 3 and 4,
Secs. 9 and 10,
Secs. 14 to 23 inclusive,
Secs. 26 to 35 inclusive.
T. 28 N., Rs. 34 to 37 E., inclusive.
T. 28 N., R. 38 E.,
Secs. 6 to 11 inclusive,
Secs. 14 to 23 inclusive,
Secs. 26 to 35 inclusive.
T. 29 N., R. 34 E.,
Secs. 7 to 11 inclusive,
Secs. 14 to 23 inclusive,
Secs. 26 to 36 inclusive.
T. 29 N., R. 35 E.,
Sec. 13 and secs. 24 to 36 inclusive.
T. 29 N., R. 36 E.,
Secs. 13 to 36 inclusive.
T. 29 N., R. 37 E.,
Secs. 14 to 23 inclusive,
Secs. 26 to 35 inclusive.
T. 32 N., R. 37 E.,
T. 32 N., R. 38 E.,
Secs. 1 to 24 inclusive,
Secs. 26 to 35 inclusive.
T. 33 N., R. 35 E.,
Sec. 1,
Secs. 11 to 14 inclusive,
Secs. 23 to 26 inclusive,
Sec. 35.
T. 33 N., R. 36 E.,
T. 33 N., R. 37 E.,
T. 33 N., R. 38 E.,
Secs. 1 to 24 inclusive,
Secs. 26 to 35 inclusive.
T. 33 N., R. 39 E.,
Secs. 5 to 7 inclusive,
Sec. 18.
Tps. 34 N., Rs. 36 to 38 E., inclusive.
T. 34 N., R. 39 E.,
Secs. 1 to 32 inclusive.

T. 35 N., R. 35 E.,
Secs. 1 to 6 inclusive,
Secs. 11 to 14 inclusive,
Secs. 23 to 26 inclusive.
T. 35 N., Rs. 36 to 38 E., inclusive.
T. 35 N., R. 39 E.,
Secs. 5 to 8 inclusive,
Secs. 17 to 20 inclusive,
Secs. 29 to 34 inclusive.
T. 36 N., Rs. 35 to 38 E., inclusive.
T. 36 N., R. 39 E.,
Secs. 2 to 11 inclusive,
Secs. 14 to 21 inclusive,
Secs. 28 to 33 inclusive.
T. 37 N., Rs. 35 to 38 E., inclusive.
T. 37 N., R. 39 E.,
Secs. 6 and 7,
Secs. 18 to 20 inclusive,
Secs. 29 to 32 inclusive.

The public lands in the areas described aggregate approximately 614,700 acres.

For a period of 30 days from date of publication in the FEDERAL REGISTER, this classification shall be subject to the exercise of administrative review and modification by the Secretary of the Interior as provided for in 43 CFR 2411.2c.

HAROLD TYSK,
State Director.

[F.R. Doc. 66-9238; Filed, Aug. 24, 1966;
8:45 a.m.]

[New Mexico 0500260]

NEW MEXICO

Notice of Classification of Lands

AUGUST 16, 1966.

Pursuant to section 2 of the Act of September 19, 1964 (43 U.S.C. 1412), the lands described below are classified for disposal through exchange under the provisions of section 10 of the Act of June 20, 1910 (36 Stat. 563), as amended by the Act of Congress approved June 15, 1926 (44 Stat. 746).

The lands affected by this classification are the same as described in the notice of proposed classification published in the FEDERAL REGISTER June 16, 1966. The lands are located in Grant, Lincoln, Chavez, Otero, and Lea Counties, N. Mex., and are described as follows:

NEW MEXICO PRINCIPAL MERIDIAN, NEW MEXICO

T. 19 S., R. 10 W.,
Sec. 19, lots 3, 4, SE $\frac{1}{4}$ NE $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$;
Sec. 20, S $\frac{1}{2}$ NE $\frac{1}{4}$.
T. 19 S., R. 11 W.,
Sec. 23, S $\frac{1}{2}$;
Sec. 24, W $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 26, W $\frac{1}{2}$ NW $\frac{1}{4}$.
T. 20 S., R. 11 W.,
Sec. 1, lot 4, SW $\frac{1}{4}$ NW $\frac{1}{4}$ and W $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 12, NE $\frac{1}{4}$.
T. 16 S., R. 19 W.,
Sec. 14, SW $\frac{1}{4}$ and NE $\frac{1}{4}$ SE $\frac{1}{4}$;
Sec. 15, NW $\frac{1}{4}$;
Sec. 21, E $\frac{1}{2}$ E $\frac{1}{2}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$ and W $\frac{1}{2}$ SE $\frac{1}{4}$;
Sec. 22, N $\frac{1}{2}$ NE $\frac{1}{4}$ and W $\frac{1}{2}$;
Sec. 23, N $\frac{1}{2}$ NW $\frac{1}{4}$ and N $\frac{1}{2}$ S $\frac{1}{2}$;
Sec. 24, N $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 28, W $\frac{1}{2}$ E $\frac{1}{2}$ and NW $\frac{1}{4}$.

NOTICES

T. 7 S., R. 17 E.,
Sec. 25, S $\frac{1}{2}$;
Sec. 26, N $\frac{1}{2}$ N $\frac{1}{2}$ NW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$
SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{2}$ SW $\frac{1}{4}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$,
E $\frac{1}{2}$ NW $\frac{1}{4}$ SW $\frac{1}{4}$, SW $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$
and SE $\frac{1}{4}$;
Sec. 35.
T. 20 S., R. 17 E.,
Sec. 22.
T. 21 S., R. 17 E.,
Sec. 31, lots 1, 2, 3, 5, 6, 7, 8, 9, E $\frac{1}{2}$ and
E $\frac{1}{2}$ W $\frac{1}{2}$.
T. 19 S., R. 18 E.,
Sec. 6, lots 1 to 7, inclusive, S $\frac{1}{2}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$
NW $\frac{1}{4}$, E $\frac{1}{2}$ SW $\frac{1}{4}$ and SE $\frac{1}{4}$.
T. 14 S., R. 24 E.,
Sec. 24, SW $\frac{1}{4}$ SE $\frac{1}{4}$.
T. 15 S., R. 24 E.,
Sec. 3, W $\frac{1}{2}$ SW $\frac{1}{4}$;
Sec. 10, NW $\frac{1}{4}$ NW $\frac{1}{4}$.
T. 14 S., R. 25 E.,
Sec. 15, N $\frac{1}{2}$ SE $\frac{1}{4}$.
T. 15 S., R. 24 E.,
Sec. 4, NW $\frac{1}{4}$ SW $\frac{1}{4}$.
T. 15 S., R. 26 E.,
Sec. 1, lot 1;
Sec. 3, SE $\frac{1}{4}$ NE $\frac{1}{4}$.
T. 26 S., R. 32 E.,
Sec. 25, SW $\frac{1}{4}$ SW $\frac{1}{4}$.

For a period of 30 days, interested parties may submit comments to the Secretary of the Interior, LLM, 721, Washington, D.C. 20240.

MICHAEL T. SOŁAN,
Acting State Director.

[F.R. Doc. 66-9239; Filed, Aug. 24, 1966;
8:45 a.m.]

CALIFORNIA

Notice of Filing of State Protraction Diagram

AUGUST 17, 1966.

Notice is hereby given that effective September 26, 1966, the following protraction diagram, approved May 4, 1966, is officially filed and of record in the Sacramento Land Office. In accordance with Title 43, Code of Federal Regulations, this protraction will become the basic record for describing the land for all authorized purposes at and after 10 a.m. of the above date. Until this date and time, the diagram has been placed in the open files and is available to the public for information only.

CALIFORNIA PROTRACTION DIAGRAM No. 43
MOUNT DIABLO MERIDIAN, CALIFORNIA

T. 11 S., R. 26 E.,
Secs. 1 to 35 inclusive.
T. 12 S., R. 24 E.,
Sec. 25, S $\frac{1}{2}$;
Sec. 35, E $\frac{1}{2}$;
Sec. 36, N $\frac{1}{2}$, SW $\frac{1}{4}$.

Copies of this diagram are for sale at one dollar (\$1.00) each by the Survey Records Office, Bureau of Land Management, Room 4025, Federal Building, 650 Capitol Mall, Sacramento, Calif. 95814.

JOHN E. CLUTE,

Chief,

Branch of Title and Records.

[F.R. Doc. 66-9245; Filed, Aug. 24, 1966;
8:46 a.m.]

[Fairbanks 034892]

ALASKA

Notice of Termination of Proposed Withdrawal and Reservation of Lands

AUGUST 19, 1966.

Notice of a Federal Aviation Agency application, Fairbanks 034892, for withdrawal and reservation of lands for airport purposes, was published as F.R. Doc. No. 65-13448, on page 15501 of the issue for December 16, 1965. The applicant agency has canceled its application involving the lands described in the FEDERAL REGISTER publication referred to above. Therefore, pursuant to the regulations contained in 43 CFR Part 2311, such lands, at 10 a.m., on September 1, 1966, will be relieved of the segregative effect of the above-mentioned application.

LYLE F. JONES,
Acting State Director.

[F.R. Doc. 66-9250; Filed, Aug. 24, 1966;
8:46 a.m.]

[Los Angeles 0158928]

CALIFORNIA

Notice of Termination of Proposed Withdrawal and Reservation of Lands

AUGUST 18, 1966.

Notice of a Bureau of Sport Fisheries and Wildlife, Fish and Wildlife Service application, Los Angeles 0158928, for withdrawal and reservation of lands for enlargement of the Havasu Lake National Wildlife Refuge, was published as F.R. Doc. No. 59-11125, on pages 10987-10988 of the issue for December 30, 1959, as corrected by notice published as F.R. Doc. No. 60-628, on pages 519-520 of the issue for January 21, 1960. The applicant agency has canceled its application insofar as it affects the following described lands:

SAN BERNARDINO MERIDIAN, CALIFORNIA

T. 7 N., R. 24 E.,
Sec. 5, Lots 2 and 3, and portion of N $\frac{1}{2}$
NW $\frac{1}{4}$ SW $\frac{1}{4}$.

Therefore, pursuant to the regulations contained in 43 CFR Part 2311, such lands, at 10 a.m., on September 26, 1966, will be relieved of the segregative effect of the above-mentioned application.

HALL H. McCLAIN,
Manager.

[F.R. Doc. 66-9251; Filed, Aug. 24, 1966;
8:46 a.m.]

Office of the Secretary

DARIUS N. KEATON, JR.

Statement of Changes in Financial Interests

In accordance with the requirements of section 710(b) (6) of the Defense Production Act of 1950, as amended, and Executive Order 10647 of November 28, 1955, the following changes have taken

place in my financial interests during the past 6 months:

- (1) None.
- (2) None.
- (3) None.
- (4) None.

This statement is made as of August 1, 1966.

Dated: August 1, 1966.

D. N. KEATON, Jr.

[F.R. Doc. 66-9240; Filed, Aug. 24, 1966;
8:45 a.m.]

DEPARTMENT OF AGRICULTURE

Consumer and Marketing Service

CANNED BARTLETT PEARS

Notice of Purchase Program HMP 96a

In order to encourage the domestic consumption of Bartlett pears by diverting them from the normal channels of trade and commerce in accordance with section 32, Public Law 320, 74th Congress, approved August 24, 1935, as amended, the U.S. Department of Agriculture will purchase canned Bartlett pears packed from Bartlett pears of the 1966 crop produced in the continental United States, for subsequent use in school lunch programs. Purchases will be made on an offer and acceptance basis as a surplus removal activity. Details and specifications of the invitation to offer this product are contained in Announcement FV-399 issued by the Department on August 12, 1966. Quantities purchased will depend on quantities and prices offered. Information concerning this purchase program may be obtained from the Fruit and Vegetable Division, Consumer and Marketing Service, Department of Agriculture, Washington, D.C. 20250.

(Sec. 32, 49 Stat. 774, as amended, 7 U.S.C. 612c)

Dated: August 22, 1966.

PAUL A. NICHOLSON,
Acting Director, Fruit and Vegetable Division, Consumer and Marketing Service.

[F.R. Doc. 66-9275; Filed, Aug. 24, 1966;
8:48 a.m.]

DEPARTMENT OF COMMERCE

Maritime Administration

THE PACIFIC NATIONAL BANK OF SEATTLE

Notice of Approval of Applicant as Trustee; Correction

In F.R. Doc. 66-9064 appearing in the FEDERAL REGISTER issue dated August 18, 1966 (31 F.R. 10973), the official name of the bank should read "The Pacific National Bank of Seattle."

Dated: August 18, 1966.

M. I. GOODMAN,
Chief, Office of Ship Operations.

[F.R. Doc. 66-9252; Filed, Aug. 24, 1966;
8:46 a.m.]

DEPARTMENT OF HEALTH, EDUCATION, AND WELFARE

Food and Drug Administration

STAUFFER CHEMICAL CO.

Notice of Filing of Petition Regarding Pesticides

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a (d)(1)), notice is given that a petition (PP 7F0522) has been filed by Stauffer Chemical Co., 1200 South 47th Street, Richmond, Calif. 94804, proposing the establishment of a tolerance of 0.05 part per million for residues of the herbicide *S*-ethyl cyclohexylethylthiocarbamate in or on the raw agricultural commodities sugarbeets (roots and tops) and spinach.

The analytical methods proposed in the petition for determining residues of the herbicide are (1) a colorimetric method based upon hydrolysis to ethyl cyclohexylamine, which is converted to the cupric dithiocarbamate complex and determined spectrophotometrically at 440 millimicrons, and (2) a gas chromatographic procedure.

Dated: August 17, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-9271; Filed, Aug. 24, 1966;
8:48 a.m.]

STAUFFER CHEMICAL CO.

Notice of Filing of Petition Regarding Pesticides

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 408(d)(1), 68 Stat. 512; 21 U.S.C. 346a (d)(1)), notice is given that a petition (PP 7F0523) has been filed by Stauffer Chemical Co., 1200 South 47th Street, Richmond, Calif. 94804, proposing the establishment of tolerances for residues of the insecticide *N*-(mercaptomethyl)-phthalimide *S*-(*O*,*O*-dimethyl phosphorodithioate) in or on the raw agricultural commodities named:

40 parts per million in or on alfalfa.
10 quarts per million in or on apples, apricots, peaches, pears, and nectarines.
5 parts per million in or on cherries, plums, and prunes.

0.1 part per million in or on meat and meat fat of cattle, goats, hogs, and sheep.

The analytical methods proposed in the petition for determining residues of the insecticide are: (1) A method based on a phosphorous determination as phosphomolybdate; (2) anthranilic acid colorimetry which involves hydrolyzing the parent compound and its oxygen analog, if present, in basic solution and converting the phthalate formed to anthranilic acid by Hofmann rearrangement, the determinative step being based on coupling with 3-methyl-2-benzothiazolone to obtain a magenta-colored product; (3) gas chromatographic pro-

cedures for the parent compound and metabolites which contain the phthalic moiety; and (4) a method for the oxygen analog involving use of bee-head cholinesterase and indophenyl acetate as a chromogenic substrate.

Dated: August 17, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-9272; Filed, Aug. 24, 1966;
8:48 a.m.]

DEPARTMENT OF THE ARMY

Notice of Filing of Petition for Food Additive Gamma Radiation

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition (FAP 7M2056) has been filed by the Department of the Army, U.S. Army Natick Laboratories, Natick, Mass. 01761, proposing the issuance of a regulation to provide for the safe use of an absorbed dose of 3.5 to 5.6 megarads of gamma radiation from cobalt 60 or cesium 137 in the radiation processing of canned hams.

Dated: August 17, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-9266; Filed, Aug. 24, 1966;
8:47 a.m.]

CARGILL, INC.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition (FAP 6B2042) has been filed by Cargill, Inc., Cargill Building, Minneapolis, Minn. 55402, proposing an amendment to § 121.2522 *Polyurethane resins* to provide for the safe use of 2,2-dimethyl-1,3-propanediol and propoxylated 4,4'-isopropylidenediphenol as components of polyurethane resins used as the food-contact surface for dry bulk foods.

Dated: August 18, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-9267; Filed, Aug. 24, 1966;
8:48 a.m.]

CORN INDUSTRIES RESEARCH
FOUNDATION, INC.

Notice of Filing of Petition for Food Additive White Mineral Oil

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition (FAP 7A2067) has been filed by Corn

Industries Research Foundation, Inc., 1001 Connecticut Avenue NW., Washington, D.C. 20036, proposing an amendment to § 121.1146 *White mineral oil* to provide for the safe use of white mineral oil in molding starch used in the manufacture of confectionery, in an amount not to exceed good manufacturing practice.

Dated: August 17, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-9268; Filed, Aug. 24, 1966;
8:48 a.m.]

MONSANTO CO.

Notice of Filing of Petition for Food Additives

Pursuant to the provisions of the Federal Food, Drug, and Cosmetic Act (sec. 409(b)(5), 72 Stat. 1786; 21 U.S.C. 348 (b)(5)), notice is given that a petition (FAP 6B1913) has been filed by Monsanto Co., Post Office Box 1531, Springfield, Mass. 01101, proposing an amendment to § 121.2574 *Polycarbonate resins* to provide for the safe use of certain polycarbonate resins produced by reacting 4,4'-isopropylidenediphenol and its disodium salt with diphenyl carbonate for food-contact use.

Dated: August 18, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-9269; Filed, Aug. 24, 1966;
8:48 a.m.]

CANNED PINEAPPLE DEVIATING
FROM IDENTITY STANDARD

Notice of Temporary Permit for Market Testing

Pursuant to § 10.5, Title 21, Code of Federal Regulations, concerning temporary permits for market testing foods deviating from the requirements of standards of identity promulgated under authority of section 401 of the Federal Food, Drug, and Cosmetic Act, notice is given that a temporary permit has been issued to Libby, McNeill & Libby, 200 South Michigan Avenue, Chicago, Ill. 60604. This permit covers interstate marketing tests of canned sliced pineapple with added artificially colored cherry halves, an ingredient not provided for in the standard of identity for canned sliced pineapple (21 CFR 27.50). Labels on the food are to bear the name of the added ingredient and display the statement "Cherry halves artificially colored red."

This permit expires August 1, 1967.

Dated: August 18, 1966.

J. K. KIRK,
Acting Commissioner of
Food and Drugs.

[F.R. Doc. 66-9270; Filed, Aug. 24, 1966;
8:48 a.m.]

CIVIL AERONAUTICS BOARD

[Docket No. 17369]

AIR AFRIQUE

Notice of Hearing

Notice is hereby given, pursuant to the provisions of the Federal Aviation Act of 1958, as amended, that hearing in the above-entitled proceeding is assigned to be held on September 14, 1966, at 10 a.m., e.d.s.t., in Room 911, Universal Building, Connecticut and Florida Avenues NW., Washington, D.C., before the undersigned examiner.

Dated at Washington, D.C., August 19, 1966.

[SEAL] JOSEPH L. FITZMAURICE,
Hearing Examiner.

[F.R. Doc. 66-9256; Filed, Aug. 24, 1966;
8:46 a.m.]

SECURITIES AND EXCHANGE COMMISSION

[File No. 70-4389]

AMERICAN ELECTRIC POWER CO., INC., AND MICHIGAN GAS UTIL- ITIES CO.

Notice of Filing of Amended Applica- tion and Order for Hearing

AUGUST 19, 1966.

Notice is hereby given that American Electric Power Co., Inc. ("AEP"), 2 Broadway, New York, N.Y. 10008, a registered holding company, pursuant to the Public Utility Holding Company Act of 1935 ("Act"), has filed with this Commission an amended application in which AEP proposes to purchase shares of the common stock of Michigan Gas & Electric Co. ("Michigan"), a nonassociate public-utility company. The instant amendment, in which Michigan Gas Utilities Co. ("MGU"), 6 South Monroe Street, Monroe, Mich., a nonassociate public-utility company and an exempt holding company, has joined as an applicant, relates principally to (i) the proposed purchase by AEP from MGU of all of MGU's holdings of the common stock of Michigan, including shares acquired by MGU as assignee on July 1, 1966, of AEP's rights under a certain tender offer, and (ii) certain commitments of the applicants to the Commission in connection therewith. All interested persons are referred to the amended application, which is summarized below, for a complete statement of the matters therein set forth.

The interested companies. AEP has 22 subsidiary companies variously engaged in the generation, transmission, and sale of electric energy or related businesses. The utility subsidiary companies operate an integrated electric utility system in the States of Michigan, Indiana, Ohio, West Virginia, Virginia, Kentucky, and Tennessee, and serve approximately 1,500,000 customers in an

area having an estimated population of about 5,600,000 persons.

Michigan is engaged in the distribution of electricity to 21,400 retail customers in various communities and rural areas in the southwestern part of the State of Michigan, and also is engaged in the distribution, at retail, of natural gas and a small amount of manufactured gas to 28,777 customers in seven counties in that State. During 1965 Michigan purchased approximately 95 percent of its electric energy requirements from Indiana & Michigan Electric Co., an electric utility subsidiary company of AEP, the balance being generated by three company-owned small hydroelectric plants. At December 31, 1965, Michigan's utility plant, carried at its original cost, less related reserves for depreciation, amounted to \$18,798,799. For the calendar year 1965, its electric and gas revenues amounted to \$4,665,700 and \$6,569,037, respectively. Its 1965 net income amounted to \$6.07 per share of common stock, and the high and low bid prices for such stock in the over-the-counter market for the period January 1, 1966, through April 30, 1966, were \$78 and \$75, respectively.

MGU is a Michigan corporation engaged in the business of distributing natural gas, at retail, to approximately 60,250 customers in 54 communities in southern and southwestern Michigan. At December 31, 1965, MGU's utility plant, carried at its original cost less related reserves for depreciation, amounted to approximately \$27,878,000, and its gross operating revenues for the 12 months then ended amounted to approximately \$14,607,000. On July 1, 1966, MGU became the owner of more than 10 percent of the then outstanding voting securities of Michigan and, thus, a holding company as defined in the Act. On that date it filed a statement, pursuant to Rule 2 under the Act, claiming the exemption from the Act provided by such rule.

Background of the amended application. On May 17, 1966, AEP commenced a public solicitation for the acceptance of an offer to purchase, for cash, at a price of \$100 net per share, all of the then outstanding 204,362 shares of Michigan's \$10 par value common stock. (All references herein to Michigan common stock are to such 204,362 shares, or their equivalent after a presently authorized stock split or any other subsequent similar changes.) On the same date AEP filed an application seeking Commission approval under the Act for its proposed purchase of the Michigan shares tendered, or guaranteed to be tendered, in acceptance of the offer (Holding Company Act Release No. 15492 (June 2, 1966)). The offering letter referred to the application for Commission approval and stated that "the offer is subject to such approval." Under the terms of the offering letter the acceptances of the offer, and the required deposit of stock certificates with the designated depository (or the guarantee of such deposit in certain cases), were irrevocable prior to July 22, 1966, and revocable thereafter

by written notice, unless prior to such revocation AEP had notified the depository of its election to purchase the tendered shares. The offering letter also provided (i) that if a minimum of 103,000 shares were tendered, AEP was obligated to purchase all tendered shares, and if a smaller number were tendered, AEP, at its opinion, might purchase all or none of the tendered shares, and (ii) that the offer would terminate on July 6, 1966, unless extended by AEP. The offer was extended and terminated on July 20, 1966. The original application stated AEP's intention, as soon as feasible after it acquired the Michigan common stock, to cause Michigan to dispose of its gas utility properties, and AEP consented to the requested order of the Commission being so conditioned.

AEP states that, on or about June 20, 1966, it determined, in light of the opposition of Michigan's management, that it was unrealistic to expect that the Commission could act on the then pending application prior to July 22, 1966. Accordingly, on or about June 20, 1966, AEP commenced negotiations with MGU, terminating in the agreement, dated July 1, 1966, described below. It is stated that these negotiations were commenced with MGU because, shortly after the beginning of the tender offer, MGU had expressed its interest to AEP in acquiring the Michigan gas utility properties.

In substance, under the agreement of July 1, 1966, AEP assigned to MGU all of its interest in the tender offer, specifically including AEP's entire interest in the respective contracts between AEP and the Michigan shareholders who had accepted AEP's offer. MGU agreed to purchase, for cash at a price of \$100 per share net, all shares theretofore or thereafter tendered under the offer, which it was understood MGU would continue to July 20, 1966. The agreement also provides, that, during a period of 3 years after the termination of the offer, AEP has the right to purchase, subject to Commission approval, all of the Michigan stock owned by MGU (whether or not acquired by MGU pursuant to the tender offer), and it obligates AEP to purchase the same from MGU, subject to Commission approval, if MGU desires to sell. The consideration to be paid by AEP to MGU for the Michigan shares is specified to be the aggregate amount paid by MGU to the respective sellers of such shares plus commissions paid by MGU to security dealers soliciting tenders. MGU agreed that if it should acquire a majority of the outstanding common stock of Michigan or otherwise acquire a position of controlling influence over the management or affairs of that company, it would take various steps to cause the sale by Michigan of its electric utility assets to AEP's nominee. AEP also agreed under similar circumstances to take the same steps to cause the sale by Michigan of its gas utility assets to MGU. The price to be paid for the electric or gas utility assets is to be determined in accordance with a specified formula. These mutual agreements for the sale of the Michigan utility properties are subject to certain

time limitations, conditions, and necessary regulatory approvals, including approval of this Commission.

On July 1, 1966, through the depositary, MGU made payment of \$100 per share for the shares then tendered, advising such shareholders of the assignment, and stating that its acquisition of the shares would not require approval of this Commission and "the condition of the offer relating to approval of SEC is no longer applicable." MGU's offering letter of the same date indicated that immediate payment of \$100 per share would be made for shares thereafter tendered, without reference to approval of this Commission.

The amended application. In the amended application AEP proposes to exercise its right under its agreement with MGU to purchase from MGU all shares of Michigan common stock owned by MGU at the date AEP notifies MGU of the intended purchase. For the stated purpose of affording present shareholders of Michigan the opportunity to sell their shares to AEP in light of the findings and opinion of this Commission, including findings as to the fairness of the price paid by MGU for tendered shares, AEP also proposes, during the 6-month period following its purchase from MGU (and such subsequent periods as the Commission may authorize), to acquire additional shares of common stock of Michigan by purchase in the open market, or otherwise, at prices within such limits as may be approved by the Commission in this proceeding.

The amended application, in which MGU has joined, contains various commitments made severally by AEP and MGU to the Commission. MGU has waived its claimed exemption from the Act, solely and only to the extent necessary to become a joint applicant in this proceeding and to comply with any order of the Commission entered in this proceeding in accordance with its commitments. The commitments are stated to be without prejudice of the rights of either AEP or MGU to judicial review of any Commission order entered in this proceeding, and are intended to be binding upon either or both of them when any such Commission order shall become final and not subject to review. The commitments relate, in the main, to shares of Michigan common stock purchased by MGU under the tender offer at \$100 per share net ("tendered shares"), and include in substance the following:

(1) In the event it is determined by the Commission that the acquisition by MGU of shares of Michigan common stock constitutes a violation of the Act or the Securities Exchange Act of 1934 such as to require, in the public interest, that a right of rescission be afforded the former holders of tendered shares, MGU will offer such right and return the tendered shares upon receipt of \$100 per share within such reasonable time as the Commission directs; and

(2) In the event that it is determined by the Commission that acquisition by AEP of Michigan common stock from

MGU will not satisfy all standards of the Act other than with respect to fairness of the price, AEP will not acquire any of such stock from MGU. Under such circumstances, however, if the Commission also determines that the fair price of the tendered shares is in excess of \$100 per share, MGU will (a) pay the amount of the excess to all former holders of tendered shares, or at its election, will afford them a right of rescission, and (b) will take such further action with respect to any subsequent remaining tendered shares as the Commission shall approve or direct in this proceeding; and

(3) In the event that it is determined by the Commission that acquisition by AEP of Michigan common stock from MGU satisfies all standards of the Act, including the fairness of the price of \$100 per share plus commissions to be paid for tendered shares, AEP will buy and MGU will sell the tendered shares at such price; but, if the Commission determines (a) that the fair price of the tendered shares is in excess of \$100 plus commissions, and AEP deems such price to be reasonable, AEP will purchase and MGU will sell tendered shares at \$100 per share plus commissions, and AEP will pay the excess to the former holders of tendered shares; if, however, AEP regards such price as unreasonably high (i) it will purchase and MGU will sell tendered shares at \$100 per share plus commissions, and (ii) AEP will offer the former holders of the tendered shares the right to rescind upon payment to AEP of \$100 per share, and (iii) AEP will take such further action with respect to any subsequent remaining tendered shares, as the Commission shall approve or direct in this proceeding, or (b) that the fair price of tendered shares is less than \$100 per share plus commissions, AEP will not purchase tendered shares unless MGU is willing to sell the same at such lower price.

The Commission has heretofore caused AEP, MGU, and Michigan to be advised that, based upon the information available to it, it has instructed its counsel to take the position that on its face the agreement of July 1, 1966, went beyond normal and permissible preliminaries to a transaction subject to approval of the Commission and constituted a violation of the Act by both parties to the agreement.

It appearing to the Commission that it is appropriate in the public interest and the interest of investors and consumers that the hearing, heretofore ordered to be held in this proceeding and postponed from time to time, be further postponed; and that all interested persons be afforded an opportunity to be heard at such postponed hearing with respect to the proposed transactions and related matters set forth in the amended application:

It is ordered, That the hearing in this proceeding be further postponed to September 8, 1966, at 10 a.m., e.s.t., at the Office of the Securities and Exchange Commission, 500 North Capitol Street, Washington, D.C. 20549. On such date

the Hearing Room Clerk will advise as to the room in which the hearing will be held.

The Division of Corporate Regulation of the Commission having advised the Commission that it has made a preliminary examination of the amended application, and that upon the basis thereof the following matters and questions are presented for consideration, without prejudice, however, to the presentation of further additional matters and questions upon further examination.

1. Whether the acquisition of the stock of Michigan by AEP from MGU and by purchases in the open market or otherwise:

(a) Will tend towards interlocking relations or the concentration of control of public-utility companies, of a kind or to an extent detrimental to the public interest or the interest of investors or consumers;

(b) Will unduly complicate the capital structure of the AEP holding-company systems or will be detrimental to the public interest or the interest of investors or consumers or the proper functioning of the AEP holding-company system; and

(c) Will serve the public interest by tending toward the economical and efficient development of an integrated public-utility system.

2. Whether the consideration, including all fees, commissions, and other remuneration to be paid by AEP in connection with the proposed acquisitions, to whomsoever paid, is not reasonable or does not bear a fair relation to the earning capacity of the utility assets underlying the common stock of Michigan.

3. Whether the price paid by MGU to the Michigan stockholders who tendered their shares under the tender offer was fair and reasonable.

4. What terms and conditions, if any, the Commission should impose if the proposed acquisitions by AEP are authorized, including the price to be paid by AEP to MGU for shares of Michigan common stock.

5. Whether in view of violations of law as have, or may have, occurred, and taking into account all the attendant circumstances, approval of the amended application should be denied; and whether the Commission should require any further corrective action.

6. Generally, whether the proposed transactions are in all respects compatible with the provisions and standards of the applicable sections of the Act and the rules and regulations promulgated thereunder.

It is further ordered, That particular attention be directed at said hearing to the foregoing matters and questions.

It is further ordered, That the Secretary of the Commission shall give notice of the aforesaid postponed hearing by mailing copies of this notice and order by registered mail to AEP, Michigan, MGU, and the Public Service Commission of Michigan; that notice to all other persons shall be given by publication to this notice and order in the FEDERAL REGISTER; and that a general release

of this Commission in respect of this notice and order be distributed to the press and mailed to the persons appearing on the mailing list of the Commission for releases under the Public Utility Holding Company Act of 1935.

It is further ordered, That any person, other than AEP, MGU, and Michigan, desiring to participate in the hearing herein may, not later than September 6, 1966, make a request therefor in writing, stating the nature of his interest, the reasons for such request, and the issues of fact or law raised by the filing which he desires to controvert. Any such request should be addressed: Secretary, Securities and Exchange Commission, Washington, D.C. 20549. A copy of such request should be served personally or by mail (airmail if the person being served is located more than 500 miles from the point of mailing) upon AEP and MGU at their respective above-stated address, and upon Michigan at 100 South Main Street, Three Rivers, Mich., and proof of service (by affidavit or, in the case of an attorney at law, by certificate) should be filed contemporaneously with the request.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 66-9241; Filed, Aug. 24, 1966;
8:45 a.m.]

[File No. 1-3421]

CONTINENTAL VENDING MACHINE CORP.

Order Suspending Trading

AUGUST 19, 1966.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, 10 cents par value of Continental Vending Machine Corp., and the 6 percent convertible subordinated debentures due September 1, 1976, otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 20, 1966, through August 29, 1966, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 66-9242; Filed, Aug. 24, 1966;
8:45 a.m.]

[File No. 1-1686]

LINCOLN PRINTING CO.

Order Suspending Trading

AUGUST 19, 1966.

The common stock, 50 cents par value, and the \$3.50 cumulative preferred stock,

no par value, of Lincoln Printing Co., being listed and registered on the Midwest Stock Exchange pursuant to the provisions of the Securities Exchange Act of 1934 and the 8 percent convertible debenture bonds due March 13, 1968, being traded otherwise than on a national securities exchange; and

It appearing to the Securities and Exchange Commission that the summary suspension of trading in such securities on such Exchange and otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to sections 15(c) (5) and 19(a) (4) of the Securities Exchange Act of 1934, that trading in such securities on the Midwest Stock Exchange and otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 21, 1966, through August 30, 1966, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 66-9243; Filed, Aug. 24, 1966;
8:45 a.m.]

UNITED SECURITY LIFE INSURANCE CO.

Order Suspending Trading

AUGUST 19, 1966.

It appearing to the Securities and Exchange Commission that the summary suspension of trading in the common stock, \$1 par value, of United Security Life Insurance Co., Birmingham, Ala., otherwise than on a national securities exchange is required in the public interest and for the protection of investors:

It is ordered, Pursuant to section 15(c) (5) of the Securities Exchange Act of 1934, that trading in such securities otherwise than on a national securities exchange be summarily suspended, this order to be effective for the period August 21, 1966, through August 30, 1966, both dates inclusive.

By the Commission.

[SEAL] ORVAL L. DuBOIS,
Secretary.

[F.R. Doc. 66-9244; Filed, Aug. 24, 1966;
8:45 a.m.]

INTERSTATE COMMERCE COMMISSION

[Notice 958]

MOTOR CARRIER, BROKER, WATER CARRIER AND FREIGHT FOR- WARDER APPLICATIONS

AUGUST 19, 1966.

The following applications are governed by Special Rule 1.247¹ of the Com-

¹ Copies of Special Rule 1.247 (as amended) can be obtained by writing to the Secretary, Interstate Commerce Commission, Washington, D.C. 20423.

mission's general rules of practice (49 CFR, as amended), published in the FEDERAL REGISTER issue of April 20, 1966, effective May 20, 1966. These rules provide, among other things, that a protest to the granting of an application must be filed with the Commission within 30 days after date of notice of filing of the application is published in the FEDERAL REGISTER. Failure seasonably to file a protest will be construed as a waiver of opposition and participation in the proceeding. A protest under these rules should comply with § 1.247(d) (3) of the rules of practice which requires that it set forth specifically the grounds upon which it is made, contain a detailed statement of protestant's interest in the proceeding (including a copy of the specific portions of its authority which protestant believes to be in conflict with that sought in the application, and describing in detail the method—whether by joinder, interline, or other means—by which protestant would use such authority to provide all or part of the service proposed), and shall specify with particularity the facts, matters, and things relied upon, but shall not include issues or allegations phrased generally. Protests not in reasonable compliance with the requirements of the rules may be rejected. The original and one copy of the protest shall be filed with the Commission, and a copy shall be served concurrently upon applicant's representative, or applicant if no representative is named. If the protest includes a request for oral hearing, such requests shall meet the requirements of § 1.247(d) (4) of the Special Rule, and shall include the certification required therein.

Section 1.247(f) of the Commission's rules of practice further provides that each applicant shall, if protests to its application have been filed, and within 60 days of the date of this publication, notify the Commission in writing (1) that it is ready to proceed and prosecute the application, or (2) that it wishes to withdraw the application, failure in which the application will be dismissed by the Commission.

Further processing steps (whether modified procedure, oral hearing, or other procedures) will be determined generally in accordance with the Commission's General Policy Statement Concerning Motor Carrier Licensing Procedures, published in the FEDERAL REGISTER issue of May 3, 1966. This assignment will be by Commission order which will be served on each party of record.

The publications hereinafter set forth reflect the scope of the applications as filed by applicants, and may include descriptions, restrictions, or limitations which are not in a form acceptable to the Commission. Authority which ultimately may be granted as a result of the applications here noticed will not necessarily reflect the phraseology set forth in the application as filed, but also will eliminate any restrictions which are not acceptable to the Commission.

No. MC 297 (Sub-No. 3), filed July 19, 1966. Applicant: LENUS F. BOYS, doing business as WOODLAND TRUCK

LINE, 635 Park Street, Woodland, Wash. Applicant's representative: Lawrence V. Smart, Jr., 419 Northwest 23d Avenue, Portland, Oreg. 97210. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value and except dangerous explosives, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment and those injurious or contaminating to other lading), between Woodland, Wash., on the one hand, and, on the other, points in Washington within 15 miles of Woodland. Note: Applicant states it intends to tack the authority with existing regular route authority to provide through service between Portland, Oreg., and a 15 mile radius of Woodland. To some degree the authority requested duplicates existing irregular route authority. Purpose of this application is to enable applicant to provide service in the transportation of general commodities both from and to a 15 mile radius of Woodland. If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg.

No. MC 531 (Sub-No. 209) (Amendment), filed May 16, 1966, published in *FEDERAL REGISTER*, issue of June 16, 1966, amended August 3, 1966, and republished as amended, this issue. Applicant: YOUNGER BROTHERS, INC., 4904 Griggs Road, Houston, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals* (except liquid hydrogen, liquid oxygen, and liquid nitrogen), in bulk, in tank vehicles, from Geismar, La., and points within 15 miles thereof (except Baton Rouge, La.), to points in the United States (except Alaska and Hawaii). Note: The purpose of this republication is to broaden the territorial and commodity scope and to change the place of hearing requested. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 531 (Sub-No. 212) (Amendment), filed May 18, 1966, published in *FEDERAL REGISTER*, issue of June 16, 1966, amended August 4, 1966, and republished as amended, this issue. Applicant: YOUNGER BROTHERS, INC., 4904 Griggs Road, Houston, Tex. 77021. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals* (except liquid oxygen, liquid hydrogen, and liquid nitrogen), in bulk, in tank vehicles, from Baton Rouge, La., and points within 10 miles thereof, to points in the United States (except Alaska and Hawaii). Note: The purpose of this republication is to broaden the commodity description and destinations. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 591 (Sub-No. 10), filed July 21, 1966. Applicant: LINCOLN-DIXIE FREIGHT LINES, INC., 9330 South Bennett Avenue, Chicago, Ill. 60617. Ap-

plicant's representative: David Axelrod, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles, and equipment, materials, and supplies* used in the manufacture or processing of iron and steel articles (except commodities in bulk and oilfield and pipeline commodities as defined by the Commission), between points in Putnam County, Ill., on the one hand, and, on the other, Davenport, Iowa, and points within 40 miles thereof. Note: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 906 (Sub-No. 84), filed August 2, 1966. Applicant: CONSOLIDATED FORWARDING CO., INC., 1300 North 10th Street, St. Louis, Mo. 63106. Applicant's representative: Thomas F. Kilroy, Suite 913, Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles, and equipment, materials, and supplies* used in the manufacture or processing of iron and steel articles (except commodities in bulk, and those which because of size or weight require the use of special equipment), between points in the Chicago, Ill., commercial zone, as defined by the Commission, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. Note: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or St. Louis, Mo.

No. MC 981 (Sub-No. 18), filed July 21, 1966. Applicant: ABLE TRANSPORTATION, INC., Post Office Box 16886, Denver, Colo. Applicant's representative: Charles W. Singer, 33 North La Salle Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), from Chicago, Ill., to Omaha, Nebr. Note: Applicant states the sole purpose of the application is to eliminate the gateway of Winterset, Iowa. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Denver, Colo.

No. MC 1494 (Sub-No. 21), filed July 21, 1966. Applicant: GROSS COMMON CARRIERS, INC., 660 West Grand Avenue, Wisconsin Rapids, Wis. 54494. Applicant's representative: Claude J. Jasper, 111 South Fairchild Street, Madison, Wis. 53703. Applicant is authorized in certificate No. MC 1494 (Sub-No. 2) to transport, over regular routes, between named points therein, in Wis-

consin, general commodities, with certain exceptions, and subject to the following restrictions: No shipments shall be transported by said carrier between any of the following points, or through, of to or from more than one of said points: Minneapolis, St. Paul, and Duluth, Minn., Ladysmith,* Stevens Point, Neenah, and Fond du Lac, Wis., except that said carrier shall be permitted to transport shipments between Stevens Point and Neenah.

*Applicable only in respect of shipments originating at Ladysmith and destined to Minneapolis or St. Paul and shipments originating at Minneapolis or St. Paul and destined to Ladysmith. The purpose of the subject application is to seek authority to operate over the routes contained in MC 1494 (Sub-No. 2) by removal of *Ladysmith and Stevens Point, Wis.*, as key points in said certificate. The proposed authority is to be subject to the remaining key point restrictions and other restrictions contained in said certificate. Note: If a hearing is deemed necessary, applicant requests it be held at Minneapolis-St. Paul, Minn., Madison, Wis., or Chicago, Ill.

No. MC 1693 (Sub-No. 2), filed July 20, 1966. Applicant: P. J. FLYNN, INC., Jacobus Avenue, South Kearny, N.J. 07032. Applicant's representative: J. Glenn Anderson, 12 Hamilton Terrace, Upper Montclair, N.J. 07043. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Clay, colors and minerals* (except colors or minerals, in bulk, in tank vehicles), from South Kearny and South Plainfield, N.J., to Bridgeport, Clinton, Norwalk, and Stamford, Conn., under contract with Whittaker, Clark & Daniels, Inc. Note: If a hearing is deemed necessary, applicant requests it be held at Newark, N.J., or New York, N.Y.

No. MC 2593 (Sub-No. 14), filed July 19, 1966. Applicant: BAUMANN BROS. TRANSPORTATION, INC., 1813 Yolande, Post Office Box 1524, Lincoln, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packing-houses* as described in sections A and C of appendix I to the Report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from points in Mills County, Iowa, to points in Indiana. Note: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 3460 (Sub-No. 3), filed July 21, 1966. Applicant: MORAN TRUCKING CO., INCORPORATED, Westernport, Md. Applicant's representative: Eston H. Alt, Post Office Box 81, Winchester, Va. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper products, and materials, and supplies*, used in the manufacture and distribution thereof, between Luke, Md., on the one hand, and, on the other,

points in Virginia south of U.S. Highway 60, and points in Delaware, Pennsylvania, and New Jersey east of U.S. Highway 1. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 3460 (Sub-No. 4), filed July 21, 1966. Applicant: MORAN TRUCKING CO., INCORPORATED, Westernport, Md. Applicant's representative: Eston H. Alt, Post Office Box 81, Winchester, Va. 22601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper products, and materials, and supplies*, used in the manufacture and distribution thereof, between Luke, Md., on the one hand, and, on the other, points in New York east of U.S. Highway 9 and north of U.S. Highway 20 and points in Ohio north of U.S. Highway 20 and west of U.S. Highway 25. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 5098 (Sub-No. 2), filed July 19, 1966. Applicant: LIONEL G. CLARK, doing business as CLARK TRUCK LINE, 407 Clark Street, Clay Center, Kans. 67432. Applicant's representative: Ivan D. Kloppenberg, 513 Court Street, Clay Center, Kans. 67432. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Building materials, agriculture implements, equipment, and parts*, from Kansas City, Mo., Kansas City, Kans., and North Kansas City, Mo., to off-route points within 15 miles of Morganville, Kans., in connection with applicant's authorized authority. NOTE: If a hearing is deemed necessary, applicant requests it be held at Topeka, Kans.

No. MC 5178 (Sub-No. 3), filed July 21, 1966. Applicant: HAIN TRUCKING CO., INC., 12810 Sherman Way, North Hollywood, Calif. 91605. Applicant's representative: R. Y. Schureman, 1010 Wilshire Boulevard, Los Angeles, Calif. 90017. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plate glass, window glass, and rolled glass*, between points in Marin, Sonoma, Napa, Solano, Sutter, Yolo, Yuba, Sacramento, San Joaquin, Stanislaus, Merced, Fresno, Madera, San Benito, Monterey, Santa Clara, Santa Cruz, San Mateo, Contra Costa, Alameda, and San Francisco Counties, Calif. NOTE: If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif.

No. MC 5888 (Sub-No. 26), filed July 21, 1966. Applicant: MID-AMERICAN TRUCK LINES, INC., 900 North Indiana Avenue, Kansas City, Mo. 64120. Applicant's representative: Louis A. Hoger, Mid-American Truck Lines, Inc., 912 Baltimore, Room 508, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), serving the terminal site

of Cooper-Jarrett, Inc., on the Frontage Road (formerly old U.S. Highway 66) and now parallel to new U.S. Highway 66 and Interstate Highway 55, approximately one-half mile west of County Line Road, in an unincorporated portion of Du Page County, Ill., as an off-route point in connection with applicant's presently authorized regular route operations to and from Chicago, Ill., for the purpose of interchanging traffic at said terminal site. NOTE: Applicant states that the purpose of this application is to enable applicant to continue its interchange of traffic with Cooper-Jarrett, Inc., which is in the process of constructing a terminal at Chicago, Ill. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Kansas City, Mo.

No. MC 6264 (Sub-No. 8), filed May 18, 1966. Applicant: LEWIS W. GROOM, doing business as L. & N. Transfer, Route No. 1, Cassville, Wis. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), (1) serving Lancaster, Wis., as an intermediate point in connection with applicant's circuitous route between Dubuque, Iowa, and Dubuque, Iowa, in No. MC 6264, Sub 7, and (2) between Dubuque, Iowa and junction Wisconsin Highway 35 and U.S. Highway 61 near East Dubuque, Ill., from Dubuque over U.S. Highway 20 to East Dubuque, Ill., thence over Illinois Highway 35 and Wisconsin Highway 35 to junction U.S. Highway 61, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with applicant's circuitous regular routes between Dubuque, Iowa, and Dubuque, Iowa, in No. MC 6264, Sub 7. NOTE: If a hearing is deemed necessary, applicant requests it be held at Madison, Wis.

No. MC 10761 (Sub-No. 195), filed July 28, 1966. Applicant: TRANSAMERICAN FREIGHT LINES, INC., 1700 North Waterman Avenue, Detroit, Mich. 48209. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses* as described in sections A and C of appendix I to the *Description in Motor Carriers Certificates*, 61 M.C.C. 209 and 766, from the plantsite and storage facilities utilized by American Beef Packers, Inc., in Pottawattamie County, Iowa, to points in Connecticut, Delaware, Maine, Maryland, the District of Columbia, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Vermont, and West Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 11207 (Sub-No. 250), filed August 1, 1966. Applicant: DEATON, INC., 3409 10th Avenue North, Birmingham, Ala. 35204. Applicant's representative: A. Alvis Layne, Pennsylvania Building,

Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building board, insulation board, fiberboard, pulpboard, and wallboard, and parts, materials, and accessories* incidental to the transportation and installation thereof, from the plantsites and warehouses of the United States Gypsum Co. located in Pittsylvania County, Va. (near Danville, Va.), to points in Louisiana, Mississippi, Alabama, Georgia, Florida, North Carolina, South Carolina, Tennessee, and Kentucky, and *refused and rejected shipments*, on return. NOTE: If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 14297 (Sub-No. 18), filed July 21, 1966. Applicant: GIACOMMAZZI BROS. TRANSPORTATION CO., a corporation, Bayshore Freeway at North 13th Street, Post Office Box 729, San Jose, Calif. Applicant's representative: Daniel W. Baker, 405 Montgomery Street, San Francisco, Calif. 94104. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid sugar*, in bulk, in tank vehicles, from Crockett, Calif., to points in Coos County, Oreg., and *contaminated sugar*, in bulk, on return. NOTE: If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif.

No. MC 18738 (Sub-No. 33), filed July 21, 1966. Applicant: SIMS MOTOR TRANSPORT LINES, INC., 610 West 136th Street, Riverdale, Ill. Applicant's representative: Walter F. Jones, Jr., 601 Chamber of Commerce Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Precast and prestressed concrete and materials and supplies used in the erection thereof*, from Indianapolis, Ind., to points in Illinois, Iowa, Ohio, Michigan, Kentucky, West Virginia, Missouri, and Tennessee; (2) *reinforced precast concrete forms or shapes, with or without natural or artificial facing; and materials used in the manufacturing of the aforementioned commodities* (except steel), from points in Lawrence and Monroe Counties, Ind., to points in Connecticut, Delaware, Illinois, Iowa, Kansas, Kentucky, Maryland, Massachusetts, Michigan, Missouri, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Tennessee, Virginia, West Virginia, Wisconsin, and the District of Columbia, and *wire and cement*, on flatbed trailers, on return; and, (3) *stone and marble*, from points in Union County, Ill., to points in Illinois, Indiana, Ohio, Kentucky, Tennessee, Michigan, Iowa, Missouri, Kansas, Pennsylvania, New York, New Jersey, Delaware, Maryland, West Virginia, Virginia, Wisconsin, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind.

No. MC 19105 (Sub-No. 21), filed July 21, 1966. Applicant: FORBES TRANSFER COMPANY, INC., Post Office Box 346, 301 A Highway South Wilson, N.C.

Applicant's representative: Vaughan S. Winborne, 1108 Capital Club Building, Raleigh, N.C. 27601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*, dry, in bags and in bulk, between points in North Carolina, South Carolina, and Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Raleigh, N.C., or Norfolk, Va.

No. MC 19227 (Sub-No. 109), filed July 29, 1966. Applicant: LEONARD BROS. TRANSFER, INC., 2595 Northwest 20th Street, Miami, Fla. 33152. Applicant's representative: W. O. Turney, 2001 Massachusetts Avenue, Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wall partition panels, panel core, and aluminum extrusions used in the construction of wall partitions and parts moving in connection therewith*, except those which because of size or weight, require the use of specialized equipment, between Los Angeles, Calif., on the one hand, and, on the other, Charlotte, N.C. NOTE: If a hearing is deemed necessary, applicant requests it be held at Charlotte, N.C., or Washington, D.C.

No. MC 19227 (Sub-No. 110), filed August 1, 1966. Applicant: LEONARD BROS. TRANSFER, INC., 2595 Northwest 20th Street, Miami, Fla. 33152. Applicant's representative: W. O. Turney, 2001 Massachusetts Avenue NW., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Classified naval ordnance assemblies* which do not require the use of special equipment, from Garland, Tex., to Yorktown, Va. NOTE: If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., or Washington, D.C.

No. MC 25798 (Sub-No. 142), filed July 21, 1966. Applicant: CLAY HYDER TRUCKING LINES, INC., 502 East Bridgers Avenue, Post Office Box 1186, Auburndale, Fla. 33823. Applicant's representative: George W. Clapp (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products*, from Bastrop, Elizabeth, Lockport, and Springhill, La., and Pasadena, Tex., to Dothan, Ala., points in Florida on and east of U.S. Highway 319, and points in Georgia on and south of U.S. Highway 84. NOTE: If a hearing is deemed necessary, applicant requests it be held at Jacksonville, Fla., or New Orleans, La.

No. MC 27817 (Sub-No. 67), filed August 9, 1966. Applicant: H. C. GABLER, INC., Rural Delivery No. 3, Chambersburg, Pa. Applicant's representative: Christian V. Graf, 407 North Front Street, Harrisburg, Pa. 17101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime, limestone, lime and limestone products, and related articles* (except in bulk, in dump, hopper and pneumatic tank vehicles) from the plantsite of Ohio Lime Co. at Woodville, Ohio, and from the plantsite of Charles

Pfizer & Co., Inc., at Gibsonburg, Ohio, to points in Virginia, Maryland, the District of Columbia, and points in that part of Pennsylvania on and east of U.S. Highway 220. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Harrisburg, Pa.

No. MC 29392 (Sub-No. 9), filed July 21, 1966. Applicant: LES JOHNSON CARTAGE CO., INC., Post Office Box 305, Denmark, Wis. Applicant's representative: Claude J. Jasper, 111 South Fairchild Street, Madison, Wis. 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, from Manitowoc, Wis., to points in Illinois, Indiana, Iowa, North Dakota, South Dakota, Minnesota, and the Lower Peninsula of the State of Michigan. NOTE: Applicant states it presently holds authority from Wisconsin to the Upper Peninsula of Michigan. The Upper Peninsula would serve as a convenience route to the Lower Peninsula of Michigan. NOTE: If a hearing is deemed necessary, applicant requests it be held at Madison, Wis.

No. MC 29566 (Sub-No. 121), filed July 21, 1966. Applicant: SOUTHWEST FREIGHT LINES, INC., 1400 Kansas Avenue, Kansas City, Kans. 66105. Applicant's representative: Vernon M. Masters, 1400 Kansas Avenue, Kansas City, Kans. 66105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wallboard and ceiling tile, supplies and materials used in the installation of wallboard and ceiling tile, shelving and athletic goods*, from warehouse facilities utilized by the Masonite Corp. and the Celotex Corp. at Kansas City, Mo., to points in Missouri. NOTE: Applicant states it will not tack to extend operations but to permit pooling of shipments to points in Missouri with points in Iowa or other authorized authority to points in Arkansas, Illinois, Kansas, and Oklahoma. If a hearing is deemed necessary, applicant requests it be held at Kansas City, or St. Louis, Mo., or Chicago, Ill.

No. MC 29566 (Sub-No. 122), filed July 21, 1966. Applicant: SOUTHWEST FREIGHT LINES, INC., 1400 Kansas Avenue, Kansas City, Kans. 66105. Applicant's representative: Vernon M. Masters (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk), from the plantsite and storage facilities utilized by American Beef Packers, Inc., in Pottawattamie County, Iowa, to points in Arkansas, Illinois, Kansas, Missouri, Nebraska, and Oklahoma. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., or Omaha, Nebr.

No. MC 29566 (Sub-No. 123), filed July 21, 1966. Applicant: SOUTHWEST

FREIGHT LINES, INC., 1400 Kansas Avenue, Kansas City, Kans. 66105. Applicant's representative: Vernon M. Masters (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, and meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides, and commodities in bulk), from York, Nebr., to points in Arkansas, Illinois, Iowa, Kansas, Missouri, and Oklahoma. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City, Mo., or Omaha, Nebr.

No. MC 29886 (Sub-No. 229), filed July 21, 1966. Applicant: DALLAS & MAVIS FORWARDING CO., INC., 4000 West Sample Street, South Bend, Ind. 46621. Applicant's representative: Charles Pieroni (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Lift trucks, and construction equipment, or machinery*, and (2) *attachments and parts for lift trucks*, when moving in mixed shipments with lift trucks or construction equipment or machinery, from El Monte, Calif., to points in Illinois, Indiana, Michigan, and Ohio. NOTE: Applicant states that it will tack proposed authority with presently held authority, Subs 55, 122, and 129, in which it is authorized to operate in points in the United States. If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif., Chicago, Ill., or Indianapolis, Ind.

No. MC 30837 (Sub-No. 335), filed August 8, 1966. Applicant: KENOSHA AUTO TRANSPORT CORPORATION, 4519 76th Street, Kenosha, Wis. 53141. Applicant's representative: Paul F. Sullivan, Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Shipper-owned tractors, trailers, and trucks, all containing or laden with, display material (replicas of life-size dinosaurs)*, by the driveaway method, between points in the United States (except those in Alaska, Hawaii, Arizona, California, Idaho, Montana, Nevada, Oregon, and Washington). NOTE: If a hearing is deemed necessary, applicant does not specify a location.

No. MC 30844 (Sub-No. 223), filed July 20, 1966. Applicant: KROBLIN REFRIGERATED XPRESS, INC., Post Office Box 5000, 2125 Commercial Street, Waterloo, Iowa 50704. Applicant's representative: Truman A. Stockton, Jr., The 1650 Grant Street Building, Denver, Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certifi-*

cates, 61 M.C.C. 209 and 766, from the plantsite and storage facilities utilized by American Beef Packers, Inc., in Pottawattamie County, Iowa, to points in Colorado, Connecticut, Delaware, the District of Columbia, Illinois, Indiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, and Vermont. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 31389 (Sub-No. 81), filed July 19, 1966. Applicant: McLEAN TRUCKING COMPANY, a corporation (Post Office Box 213), 617 Waughtown Street, Winston-Salem, N.C. 27102. Applicant's representative: David G. Macdonald, 1000 16th Street NW, Washington, D.C. 20036. Authority sought to operate as a common carrier, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), (1) between Washington, D.C., and Nashville, Tenn.; from Washington over Interstate Highway 295 to junction Interstate Highway 495, thence over Interstate Highway 495 to junction U.S. Highway 29, thence over U.S. Highway 29 to junction U.S. Highway 250, thence over U.S. Highway 250 to junction U.S. Highway 340, thence over U.S. Highway 340 to junction U.S. Highway 11, thence over U.S. Highway 11 to junction Interstate Highway 81, thence over Interstate Highway 81 (also over U.S. Highway 11) to junction U.S. Highway 11W, thence over U.S. Highway 11W (also over Interstate Highway 81) to Knoxville, Tenn., thence over Interstate Highway 40 (also over U.S. Highway 70 to Crossville, Tenn., thence over U.S. Highway 70N) to Nashville, and return over the same route, (2) between Baltimore, Md., and Nashville, Tenn.; from Baltimore over Maryland Highway 3 to junction U.S. Highway 50, thence over U.S. Highway 50 to junction U.S. Highway 495, thence over U.S. Highway 495 to junction U.S. Highway 29, thence to Nashville as in (1) above, and return over the same route, (3) between Philadelphia, Pa., and Nashville, Tenn.; from Philadelphia over U.S. Highway 13 to junction U.S. Highway 40, thence over U.S. Highway 40 (also from Philadelphia over Interstate Highway 95) to Baltimore, thence to Nashville as in (1) above, and return over the same route.

(4) Between New Brunswick, N.J., and Nashville, Tenn.; from New Brunswick over New Jersey Highway 18 to junction U.S. Highway 1, thence over U.S. Highway 1 to junction U.S. Highway 130, thence over U.S. Highway 130 (also over New Jersey Highway 18 to junction New Jersey Turnpike, thence over New Jersey Turnpike) to junction U.S. Highway 40, thence over U.S. Highway 40 (also over Interstate Route 295 to junction Interstate Highway 95, thence over Interstate Highway 95) to Baltimore, thence to Nashville as in (1) above, and return

over the same route, (5) between Newark, N.J., and Nashville, Tenn.; (a) from Newark over U.S. Highway 1 to junction New Jersey Highway 18 near New Brunswick, N.J., thence to Nashville as in (1) above, and return over the same route, and (b) from Newark over U.S. Highway 22 (also over Interstate Highway 78) to junction Interstate Highway 81, thence over Interstate Highway 81 to junction U.S. Highway 11, thence over U.S. Highway 11 (also over Interstate Highway 81) to junction U.S. Highway 340, thence to Nashville as in (1) above, and return over the same route, and (6) between New York, N.Y., and Nashville, Tenn.; from New York over U.S. Highway 1 (also over Interstate Highway 78) to Newark, thence to Nashville as in routes 5 (a) and (b) above, and return over the same route, serving no intermediate points in (1) through (6) above, as alternate routes for operating convenience only in connection with applicant's regular-route operations. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 38478 (Sub-No. 4), filed July 21, 1966. Applicant: FRANK RUMSEY AND BERNARD RUMSEY, a partnership, doing business as RUMSEY TRANSFER COMPANY, Post Office Box 767, Wheatland, Wyo. Applicant's representative: Robert S. Stauffer, 1510 East 20th Street, Cheyenne, Wyo. 82001. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Lumber*, from points in Platte County, Wyo., to points in Nebraska and Colorado. NOTE: Applicant has a pending contract carrier application in MC 128435, Sub 1. If a hearing is deemed necessary, applicant requests it be held at Cheyenne, Wyo., or Denver, Colo.

No. MC 40640 (Sub-No. 2), filed July 25, 1966. Applicant: NEALON TRUCKING, INC., 26 Alice Street, Binghamton, N.Y. 13901. Applicant's representative: Richard H. Pille, 724 Security Mutual Building, Binghamton, N.Y. 13901. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Structural steel and steel and iron products*, from points in Broome County, N.Y., to points in Vermont, New Hampshire, Connecticut, Maine, Massachusetts, Rhode Island, Pennsylvania, New Jersey, Maryland, and Delaware. NOTE: If a hearing is deemed necessary, applicant requests it be held at Binghamton, Syracuse, Buffalo, Albany, or New York, N.Y., or Scranton or Philadelphia, Pa.

No. MC 40844 (Sub-No. 4), filed July 29, 1966. Applicant: HARLEY P. KRUSE, 1118 Walnut Street, Harlan, Iowa 51537. Applicant's representative: Clyde E. Herring, 640 Shoreham Building, 15th and H Streets NW, Washington, D.C. 20005. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Feed and feed ingredients* (except in tank vehicles), between Harlan, Iowa, and Omaha, Nebr. NOTE: Applicant states its present authority in MC 40844,

Sheet No. 2 includes "livestock, between Audubon, Iowa, and Omaha, Nebr., serving the intermediate point of Harlan, Iowa." If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Des Moines, Iowa.

No. MC 48956 (Sub-No. 5), filed July 21, 1966. Applicant: JAMES FLEMING TRUCKING, INC., East Street, Suffield, Conn. Applicant's representative: Thomas W. Murrett, 410 Asylum Street, Hartford, Conn. 06103. Authority sought to operate as a contract carrier, by motor vehicle, over irregular routes, transporting: *Such merchandise as is dealt in by wholesale, retail, and chain grocery and food business houses* (except commodities in bulk), (1) from North East, Pa., and points in Franklin, Adams, Cumberland, and York Counties, Pa., to Suffield, Conn.; (2) from Suffield, Conn., to points in Nassau, Suffolk, Rockland, Westchester, Putnam, Dutchess, Columbia, Orange, and Ulster Counties, N.Y., and New York, N.Y.; (3) between Suffield, Conn., and points in New Jersey; and, (4) from Suffield, Conn., to points in Massachusetts on and west of Massachusetts Highway 10. NOTE: Applicant states that the above proposed operations are limited to a transportation service to be performed under a continuing contract, or contracts, with Springfield Sugar & Products Co., of Suffield, Conn. If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn., or Springfield, Mass.

No. MC 50069 (Sub-No. 362), filed July 18, 1966. Applicant: REFINERS TRANSPORT & TERMINAL CORPORATION, 930 North York Road, Hinsdale, Ill. 60521. Applicant's representative: Robert H. Levy, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solutions*, in bulk, in tank vehicles, from North Baltimore, Ohio, to points in Indiana and Michigan. NOTE: Common control and dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 52921 (Sub-No. 6), filed July 18, 1966. Applicant: RED BALL, INC., Post Office Box 520, Sapulpa, Okla. 74066. Applicant's representative: W. T. Brunson, 419 Northwest Sixth Street, Oklahoma City, Okla. 73102. Authority sought to operate as a common carrier, by motor vehicle, over irregular routes, transporting: (1) *Advertising matter*; (2) *articles distributed by wholesale or retail suppliers, marketers, or distributors of petroleum products*; and (3) *such commodities as are used by wholesale or retail suppliers, marketers, or distributors of petroleum products in the conduct of their business*, when shipped in mixed loads with petroleum products (presently authorized), from Tulsa, Okla., to points in Louisiana. NOTE: If a hearing is deemed necessary, applicant requests it be held at Oklahoma City or Tulsa, Okla.

No. MC 59014 (Sub-No. 39), filed July 18, 1966. Applicant: TALLANT TRANSFER, INC., 1341 Second Avenue SW., Post Office Box 98, Hickory, N.C. 28601.

Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mineral wool and mineral wool products*, from points in Wood County, W. Va., to points in Georgia, South Carolina, and Tennessee; and *damaged, rejected, and returned shipments*, on return. **NOTE:** Applicant states that it will tack at any point in Tennessee to serve Hickory, N.C., and points within 25 miles thereof. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 59150 (Sub-No. 25), filed August 5, 1966. Applicant: PLOOF TRANSFER COMPANY, INC., 1901 Hill Street, Jacksonville, Fla. 32202. Applicant's representative: Martin Sack, 710 Atlantic Bank Building, 121 West Forsyth Street, Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building board, insulation board, fiber board, pulp board, and wall board, and parts, materials, and accessories incidental to the transportation and installation thereof*, from the plant-site and warehouse of the United States Gypsum Co., located in Pittsylvania County, Va. (near Danville), to points in Alabama, Florida, Georgia, Kentucky, Louisiana, Mississippi, North Carolina, South Carolina, and Tennessee, and *refused and rejected shipments*, on return. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 59367 (Sub-No. 49), filed July 21, 1966. Applicant: DECKER TRUCK LINE, INC., Post Office Box 915, Fort Dodge, Iowa 50501. Applicant's representative: William A. Landau, 1307 East Walnut Street, Des Moines, Iowa 50316. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packing-houses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the plant-site and storage facilities utilized by American Beef Packers, Inc., in Pottawattamie County, Iowa, to points in Illinois and Wisconsin, restricted to traffic originating at such plant-site and/or storage facilities. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Omaha, Nebr.

No. MC 59899 (Sub-No. 3), filed July 21, 1966. Applicant: ORLE SEVERSON, Leland, Iowa, 50453. Applicant's representative: Clayton L. Wormson, 206 Brick and Tile Building, Mason City, Iowa 50401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feeds, feed ingredients, tankage, fertilizer in bags, seeds, and flax*, (1) from Mason City, Iowa, to points in Minnesota on and south of U.S. Highway 12 (except from Mason City, Iowa, to Minneapolis and St. Paul, Minn.); and (2) from points in Hennepin, Ramsey, Carver, Dakota, Scott, and Goodhue Counties, Minn., to points in Iowa on and north of U.S. Highway 30, and on and east of U.S.

Highway 169 (except from Minneapolis and St. Paul, Minn., to Mason City, Iowa). **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Mason City or Des Moines, Iowa.

No. MC 60386 (Sub-No. 1), filed July 20, 1966. Applicant: BERRYMAN EXPRESS, INC., 497 Union Street, Lynn, Mass. Applicant's representative: Frederick T. O'Sullivan, 372 Granite Avenue, Milton, Mass. 02186. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid latex, liquid rubber cement, and cleaner solvent* (except in bulk, in tank vehicles), from North Reading, Mass., to Somerville, Mass. **NOTE:** Applicant states that it will tack at Somerville, Mass., to serve Boston, Mass. If a hearing is deemed necessary, applicant requests it be held at Boston, Mass., or Providence, R.I.

No. MC 61231 (Sub-No. 22), filed August 8, 1966. Applicant: ALKIRE TRUCK LINES, INC., Livestock Exchange Building, Kansas City, Mo. 64102. Applicant's representative: John T. Pruitt (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel articles*, as described in appendix V to the report in *Description in Motor Carrier Certificate*, 61 M.C.C. 209, from Sterling, Ill., to points in Iowa, Kansas, Missouri, Nebraska, and Oklahoma. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Davenport, Iowa.

No. MC 61403 (Sub-No. 160), filed July 21, 1966. Applicant: THE MASON AND DIXON TANK LINES, INC., Eastman Road, Kingsport, Tenn. 37662. Applicant's representative: W. C. Mitchell, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, from Meredosia, Ill., to points in Connecticut, Massachusetts, New Jersey, New York, Oklahoma, Pennsylvania, and Texas (except points in Harris County). **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 64202 (Sub-No. 4), filed July 21, 1966. Applicant: R. J. M. EXPRESS, INC., 525 River Street, Garfield, N.J. 07026. Applicant's representative: Robert B. Pepper, 297 Academy Street, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dolls; games, toys, plastic, and electric; toys and toy furniture; games or toys; doll dresses and accessories; toy furniture; displays, store or window; paper tags, printed, from the warehouses or plantsites of DeLuxe Reading Corp.*, located at Elizabeth and Plainfield, N.J., to points in New York, N.Y. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 64932 (Sub-No. 418), filed July 21, 1966. Applicant: ROGERS CARTAGE CO., a Corporation, 1439 West 103d Street, Chicago, Ill. 60643. Applicant's representative: Carl L. Steiner, 39 South

La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from the plant-site and/or storage facility of Monsanto Co., located at or near El Dorado, Ark., to Elwood and Joliet, Ill. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 64994 (Sub-No. 81), filed July 29, 1966. Applicant: HENNIS FREIGHT LINES INC., Post Office Box 612, Winston-Salem, N.C. 27102. Applicant's representatives: Frank C. Philips, Post Office Box 612, Winston-Salem, N.C. 27102, and James E. Wilson, 1735 K Street NW, Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles, and equipment, materials and supplies used in the manufacture or processing of iron and steel articles*, between Joliet and Waukegan, Ill., and points in the Chicago, Ill., commercial zone as defined by the Commission, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. **NOTE:** Applicant states that the authority sought herein would be tacked to existing authority at a point in the Chicago, Ill., commercial zone, or at authorized points in Indiana, Michigan, or Ohio to provide service to points in North Carolina, South Carolina, or Virginia. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., Pittsburgh, Pa., or Washington, D.C.

No. MC 66531 (Sub-No. 4), filed July 18, 1966. Applicant: INTERSTATE GROCERY DISTRIBUTION SYSTEM, INC., 2200 48th Street, North Bergen, N.J. Applicant's representative: George A. Olsen, 69 Tonnele Avenue, Jersey City, N.J. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities dealt in or sold by grocery stores*, between points in New York, N.Y., commercial zone, as defined by the Commission, and points in Bergen, Essex, Hudson, Middlesex, Morris, Monmouth, Passaic, and Union Counties, N.J. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 69116 (Sub-No. 100), filed July 21, 1966. Applicant: SPECTOR FREIGHT SYSTEM, INC., 205 West Wacker Drive, Chicago, Ill. 60606. Applicant's representative: David Axelrod, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Springfield, Ill., and Indianapolis,

olis, Ind., over U.S. Highway 36, serving the intermediate point of Decatur, Ill. NOTE: If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., or Chicago, Ill.

No. MC 69116 (Sub-No. 101), filed July 21, 1966. Applicant: SPECTOR FREIGHT SYSTEM, INC., 2005 West Wacker Drive, Chicago, Ill. 60606. Applicant's representative: Leonard R. Kofkin, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles, and equipment, materials, and supplies used in the manufacture or processing of iron and steel articles*, between Joliet and Waukegan, Ill., and points in the Chicago, Ill., commercial zone as defined by the Commission, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 69876 (Sub-No. 16), filed August 1, 1966. Applicant: BURKS-PELZ TRANSFER, INC., 801-B North Wabash Avenue, Evansville, Ind. Applicant's representative: Robert M. Pearce, Central Building, 1033 State Street, Bowling Green, Ky. 42101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Pharmaceuticals, food stuffs, food formulas, and dietary foods* (except in bulk in tank vehicles); (2) *materials, supplies, and equipment used in the manufacture of the commodities specified in (1) above*, between Evansville, Ind., on the one hand, and, on the other, points in Michigan under contract with Mead Johnson & Co., Evansville, Ind. NOTE: If a hearing is deemed necessary, applicant requests it be held at Louisville, Ky., or Indianapolis, Ind.

No. MC 72243 (Sub-No. 19), filed July 21, 1966. Applicant: THE AETNA FREIGHT LINES, INCORPORATED, 2507 Youngstown Road, Warren, Ohio. Applicant's representative: James M. Burch, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, and iron and steel articles*, from Huntington, W. Va., to points in Alabama, Florida, Georgia, Louisiana, Mississippi, and Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Huntington, W. Va.

No. MC 72444 (Sub-No. 28), filed July 21, 1966. Applicant: AKRON-CHICAGO, INC., 1016 Triplett Boulevard, Akron 6, Ohio. Applicant's representative: Frank J. Kerwin, Jr., 1800 Buhl Building, Detroit, Mich. 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles, and equipment,*

materials, and supplies used in the manufacture or processing of iron and steel articles, between Chicago, Ill., on the one hand, and, on the other, points in Ohio and Pennsylvania, and those points in New York on and west of Interstate Highway 87. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 75651 (Sub-No. 65), filed July 21, 1966. Applicant: R. C. MOTOR LINES, INC., 2500 Laura Street, Post Office Box 2501, Jacksonville, Fla. 32203. Applicant's representative: Clayton R. Byrd (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, and except dangerous explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Springfield, Ga., and Garnett, S.C.; from Springfield over Georgia Highway 119 to the Georgia-South Carolina State line, thence over South Carolina Highway 119 to Garnett, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only in connection with applicant's authorized regular route operations between Savannah and Augusta, Ga., and Estill, S.C., and Savannah, Ga. NOTE: If a hearing is deemed necessary, applicant requests it be held at Jacksonville, Fla., Atlanta, Ga., or Columbia, S.C.

No. MC 76032 (Sub-No. 209), filed August 10, 1966. Applicant: NAVAJO FREIGHT LINES, INC., 1205 South Platte River Drive, Denver, Colo. Applicant's representative: Ken Wolford (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, and iron and steel articles and equipment, materials, and supplies used in the manufacture or processing of iron and steel articles*, between Chicago, Ill., and points in the commercial zone thereof, as defined by the Commission, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. NOTE: Applicant states it holds regular route general commodity authority in Illinois, Indiana, Iowa, Kansas, Missouri, Nebraska, Oklahoma, and Texas. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 82492 (Sub-No. 23), filed August 3, 1966. Applicant: MICHIGAN & NEBRASKA TRANSIT CO., INC., 900 Monroe Avenue NW, Grand Rapids, Mich. 49502. Applicant's representative: Louis W. Hands (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and

C of appendix I to the Descriptions in Motor Carrier Certificates, 61 M.C.C. 209 and 766, from the plantsite and storage facilities utilized by American Beef Packers, Inc., in Pottawattamie County, Iowa, to points in Indiana, Michigan, and Ohio. NOTE: If a hearing is deemed necessary, applicant does not specify a location.

No. MC 82841 (Sub-No. 25), filed July 21, 1966. Applicant: R. D. TRANSFER, INC., 801 Livestock Exchange Building, Omaha, Nebr. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *De-watering and well point systems, and parts and accessories therefor*, (1) between Omaha, Nebr., Orange, Calif., Mobile, Ala., St. Petersburg, Fla., and Tacoma, Wash., and (2) between Omaha, Nebr., Orange, Calif., Mobile, Ala., St. Petersburg, Fla., and Tacoma, Wash., on the one hand, and, on the other, points in Arkansas, Arizona, Alabama, California, Colorado, Georgia, Illinois, Indiana, Iowa, Idaho, Kansas, Kentucky, Michigan, Louisiana, Minnesota, Mississippi, Montana, Missouri, Nebraska, New Mexico, North Dakota, Oklahoma, Ohio, South Dakota, Tennessee, Texas, Oregon, Utah, Washington, Wisconsin, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., Washington, D.C., or Los Angeles, Calif.

No. MC 83539 (Sub-No. 192), filed July 21, 1966. Applicant: C & H TRANSPORTATION CO., INC., 1935 West Commerce Street, Dallas, Tex. 75222. Applicant's representative: W. T. Brunson, 419 Northwest Sixth Street, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Forest products, lumber, millwork and wood products* (except plywood) from points in California, Idaho, Montana, Oregon, and Washington, to points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Hampshire, New Jersey, New York, North Carolina, Ohio, Oklahoma, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg., or Seattle, Wash.

No. MC 83539 (Sub-No. 193), filed July 21, 1966. Applicant: C & H TRANSPORTATION CO., INC., 1935 West Commerce Street, Dallas, Tex. 75222. Applicant's representative: W. T. Brunson, 419 Northwest Sixth Street, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Earth drilling machinery and equipment*, and (2) *machinery, equipment, materials, supplies, and pipe incidental to, used in, or in connection with*, (a) the transportation, installation, removal,

operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment; (b) the completion of holes or wells drilled; (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole sites and; (d) the injection or removal of commodities into or from holes or wells; (1) (a) between points in Kansas, New Mexico, Texas, Oklahoma, and Louisiana; (b) between points in New Mexico, Texas, and Oklahoma, on the one hand, and, on the other, points in Illinois, Indiana, Kentucky, Mississippi, and Arkansas; (2) (a) between points in Wisconsin, on the one hand, and, on the other, points in Arkansas, Colorado, Kansas, Louisiana, Mississippi, New Mexico, Oklahoma, Texas, and Wyoming; and (b) between points in Oklahoma, on the one hand, and, on the other, points in North Dakota, and South Dakota; (3) between points in Nevada, on the one hand, and, on the other, points in Oklahoma, Kansas, Texas, New Mexico, and Colorado

(4) (a) from Oil City and Braddock, Pa., to points in Arkansas, Colorado, Illinois, Indiana, Kansas, Kentucky, Louisiana, Mississippi, Montana, North Dakota, Oklahoma, and Wyoming; (b) from points in Arkansas, Illinois, Kansas, Louisiana, Mississippi, Oklahoma, and Texas to Oil City and Braddock, Pa.; and (c) from Wichita Falls, Tex., to points in Pennsylvania (except Oil City and Braddock); (5) (a) from points in Ohio to points in Arkansas, Louisiana, New Mexico, Oklahoma, and Texas; and (b) from Tulsa, Okla., to points in Ohio; (6) between points in Texas, on the one hand, and, on the other, points in Oregon and Washington; (7) between points in Texas, on the one hand, and, on the other, points in Colorado, Montana, Utah, and Wyoming; (8) between points in Alaska, on the one hand, and, on the other, points in the Continental United States south of the southern United States-Canada boundary line and west of the Mississippi River (except points in Minnesota, Iowa, Missouri, Nebraska, Idaho, and California), and points in Wisconsin, Illinois, Michigan, Ohio, Pennsylvania, and West Virginia; (9) between Coffeyville, Kans., and Bartlesville and Tulsa, Okla., on the one hand, and, on the other, points in Michigan and West Virginia; (10) (a) between Houston, Tex., and Memphis, Tenn., on the one hand, and, on the other, points in Dyer County, Tenn., Mobile County, Ala., and Levy, Dade, Nassau, and Suwannee Counties, Fla.; (b) between points in Louisiana, Arkansas, Oklahoma, Texas, and Mississippi, on the one hand, and, on the other, points in Alabama, Georgia, Florida, and Tennessee; and (c) between points in Alabama, Georgia, Florida, and Tennessee; (11) between points in Kansas and Oklahoma, on the one hand, and, on the other, points in Oregon and Washington; (12) between points in Michigan, on the one hand, and, on the other, points in Texas; (13) (a)

from points in Texas, to points in Ohio, and (b) from points in Ohio, to points in Kansas and Mississippi; (14) between points in Wyoming, Colorado, Montana, North Dakota, South Dakota, and Utah.

(15) (a) Between points in Texas, (b) between points in New Mexico and Oklahoma on the one hand, and, on the other, points in that part of Texas north of U.S. Highway 80 and west of U.S. Highway 75, including points in the indicated portions of the highways specified; (c) between points in Texas within 250 miles of Seagraves, Tex.; (d) between points in Eddy, Lea, and Roosevelt Counties, N. Mex., on the one hand, and, on the other, points in Texas within 250 miles of Seagraves, Tex.; (e) between points in New Mexico and Oklahoma on the one hand, and, on the other, points in Arizona, Colorado, Utah, and Wyoming; and (f) between points in that part of Texas north of U.S. Highway 80, and west of U.S. Highway 75, and within 250 miles of Seagraves, Tex., including points on the indicated portions of the highways specified on the one hand, and, on the other, points in Colorado and Wyoming; and (16) (a) between points in Colorado, Montana, Nebraska, North Dakota, South Dakota, Utah, and Wyoming; (b) between points in Kansas and Oklahoma; (c) between points in Arkansas, Colorado, and Texas, on the one hand, and, on the other, points in Kansas and Oklahoma; and (d) between points in Arkansas, Colorado, and Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., Oklahoma City, or Tulsa, Okla.

No. MC 83539 (Sub-No. 194), filed July 21, 1966. Applicant: C & H TRANSPORTATION CO., INC., 1935 West Commerce Street, Dallas, Tex. 75222. Applicant's representative: W. T. Brunson, 419 Northwest Sixth Street, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commodities*, the transportation of which, by reason of size or weight, require the use of special equipment, and *related machinery and related contractor's materials and supplies* when their transportation is incidental to the transportation of the commodities authorized above, between points in Washington, Oregon, Idaho, and that part of Montana on and west of a line extending north and south through Dupuyer and Butte, Mont. NOTE: If a hearing is deemed necessary, applicant requests it be held at Portland, Oreg., or Seattle, Wash.

No. MC 83539 (Sub-No. 195), filed July 21, 1966. Applicant: C & H TRANSPORTATION CO., INC., 1935 West Commerce Street, Post Office Box 5976, Dallas, Tex. 75222. Applicant's representative: W. T. Brunson, 419 Northwest Sixth Street, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay*, from Belle Fourche, S. Dak., and Colloid Spur, Wyo., to points in Illinois, Indiana, Iowa, Minnesota, Missouri, and Wisconsin. NOTE: If a hearing is deemed

necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 83539 (Sub-No. 196), filed August 2, 1966. Applicant: C & H TRANSPORTATION CO., INC., 1935 West Commerce Street, Dallas, Tex. 75222. Applicant's representative: W. T. Brunson, 419 Northwest Sixth Street, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, iron and steel articles, and equipment, materials and supplies used in the manufacture or processing of iron and steel articles*, between Chicago, Ill., commercial zone as defined by the Commission, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., Washington, D.C., or Pittsburgh, Pa.

No. MC 84739 (Sub-No. 21), filed July 21, 1966. Applicant: SEVERSON TRANSPORT, INC., Route 1, Box 163, Edgerton, Wis. Applicant's representative: Robert A. Sullivan, 1800 Buhl Building, Detroit, Mich. 48226. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned foodstuffs*, between Sun Prairie, Waunakee, Poyette, Cobb, and Merrill, Wis., on the one hand, and, on the other, points in Ohio, Pennsylvania, and West Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Madison, Wis., or Chicago, Ill.

No. MC 89418 (Sub-No. 6), filed July 20, 1966. Applicant: ECONOMY TRANSPORT CO., a corporation, 257 West Sixth, Wahoo, Nebr. 68066. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Portable frame buildings* (knocked down), between points in Arkansas, Kentucky, Michigan, Mississippi, Ohio, Tennessee, Texas, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lincoln or Omaha, Nebr.

No. MC 95084 (Sub-No. 54), filed August 5, 1966. Applicant: HOVE TRUCK LINE, Stanhope, Iowa. Applicant's representative: Kenneth F. Dudley, 901 South Madison Avenue, Post Office Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel pipe and tubing*, from Valley, Nebr., to Kewanee, Ill., and Kirksville, Mo. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Des Moines, Iowa.

No. MC 95084 (Sub-No. 55), filed August 5, 1966. Applicant: HOVE TRUCK LINE, Stanhope, Iowa. Applicant's representative: Kenneth F. Dudley, 901 South Madison Avenue, Post Office Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery and agri-*

cultural implements and parts and attachments, and tire retainers and/or tire trailers, from points in Boulder County, Colo., to points in Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Montana, Nebraska, North Dakota, Ohio, Oklahoma, South Dakota, Texas, Wisconsin, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Denver, Colo.

No. MC 95084 (Sub-No. 56), filed August 5, 1966. Applicant: HOVE TRUCK LINE, Stanhope, Iowa. Applicant's representative: Kenneth F. Dudley, 901 South Madison Avenue, Post Office Box 279, Ottumwa, Iowa 52501. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Farm machinery and agricultural implements and parts and attachments*, from Kirksville, Mo., to points in the United States (except Hawaii and Alaska), (2) *farm machinery and agricultural implements and parts and attachments, wind mills and pumps, water systems, pumps, and parts*, hand and electrical, from Beatrice, Nebr., to points in Arizona, Arkansas, California, Colorado, Idaho, Illinois, Iowa, Kansas, Louisiana, Missouri, Montana, Nebraska, Nevada, New Mexico, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, and Wyoming, and (3) *materials, equipment, and supplies used in the manufacture and distribution of farm machinery and agricultural implements and parts and attachments*, between Kewanee, Ill., and Kirksville, Mo. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., Des Moines, Iowa, or Kansas City, Mo.

No. MC 95540 (Sub-No. 677), filed July 20, 1966. Applicant: WATKINS MOTOR LINES, INC., Albany Highway, Post Office Box 828, Thomasville, Ga. 31792. Applicant's representative: Jack M. Holloway, Post Office Box XX, Thomasville, Ga. 31792. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat by-products, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 from the plantsite and storage facilities utilized by American Beef Packers, Inc., in Pottawattamie County, Iowa, to points in Alabama, Connecticut, Delaware, Florida, Georgia, Massachusetts, New Jersey, New York, North Carolina, Pennsylvania, Rhode Island, and South Carolina. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Chicago, Ill.

No. MC 99213 (Sub-No. 9), filed July 21, 1966. Applicant: VIRGINIA FREIGHT LINES INC., Kilmarnock, Va. 22482. Applicant's representative: John D. Clark, Post Office Box 608, Washington, D.C. 20044. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Agricultural limestone*, in bulk (except in tank, hopper, and dump type

vehicles), from points in Baltimore County, Md., to points in Caroline, Essex, Gloucester, Lancaster, Mathews, Northumberland, Richmond, and Westmoreland Counties, Va. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 100109 (Sub-No. 5), filed July 21, 1966. Applicant: HERMAN STUMPF, JAMES STUMPF, AND ROBERT STUMPF, a partnership, doing business as STUMPF & SONS, Rural Route No. 3, Worthington, Minn. Applicant's representative: Val M. Higgins, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: from points in Iowa on and north of U.S. Highway 20 and on and west of U.S. Highway 65, including points in Sioux City, Iowa, and its commercial zone, points in Nebraska and South Dakota, to points in Minnesota, and South Dakota, on and east of U.S. Highway 281, and (2) *dry fertilizer and fertilizer ingredients*, (a) from points in Minnesota (except points in Hennepin and Ramsey Counties), to Esterville, Iowa, and (b) from Albert Lea, Minn., to points in Iowa on and north of U.S. Highway 20 and on and west of U.S. Highway 65. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 100666 (Sub-No. 85), filed July 21, 1966. Applicant: MELTON TRUCK LINES, INC., Post Office Box 7295, Shreveport, La. Applicant's representative: Harry Ross, 848 Warner Building, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal, poultry, fish, food and feed, and feed ingredients and supplements thereto* (except in bulk, in tank vehicles), from points in Lafourche Parish, La., to points in Mississippi, Alabama, Georgia, Florida, North Carolina, South Carolina, Tennessee, Kentucky, Virginia, West Virginia, Pennsylvania, Indiana, Ohio, and Michigan. NOTE: If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 100666 (Sub-No. 86), filed July 19, 1966. Applicant: MELTON TRUCK LINES, INC., Post Office Box 7295, Shreveport, La. 71107. Applicant's representative: Harry Ross, 848 Warner Building, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal, poultry, fish, food and feed, and feed ingredients and supplements thereto* (except in bulk, in tank vehicles), from points in Lafourche Parish, La., to points in Arkansas, Missouri, Kansas, Oklahoma, Illinois, Iowa, Minnesota, Wisconsin, Texas, Colorado, Nebraska, North Dakota, South Dakota, New Mexico, Arizona, Utah, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at New Orleans, La.

No. MC 100666 (Sub-No. 87), filed July 21, 1966. Applicant: MELTON TRUCK LINES, INC., Post Office Box 7295,

Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 450 American National Building, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pallets*, between points in Arkansas, Louisiana, Texas, Oklahoma, Kansas, and Missouri. NOTE: Applicant states that it will tack proposed authority with presently held authority, Subs 53 and 58, in which it is authorized to operate in the States of Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Michigan, Minnesota, Mississippi, Nebraska, North Carolina, North Dakota, Ohio, Pennsylvania, South Dakota, South Carolina, Tennessee, Virginia, West Virginia, and Wisconsin. If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla., Shreveport, La., or Little Rock, Ark.

No. MC 100666 (Sub-No. 88), filed July 21, 1966. Applicant: MELTON TRUCK LINES, INC., Post Office Box 7295, Shreveport, La. 71107. Applicant's representative: Wilburn L. Williamson, 450 American National Building, Oklahoma City, Okla. 73102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plywood and composition board, including flakeboard and particleboard*, from the plantsite of the Georgia-Pacific Corp., at or near Louisville and Gloster, Miss., to points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Missouri, Nebraska, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, West Virginia, and Wisconsin. NOTE: Applicant states that it could tack at the origin plants here involved and handle traffic from Louisiana to the destination States here involved. Applicant states that no duplication of authority is sought. If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., Shreveport, La., or Oklahoma City, Okla.

No. MC 103051 (Sub-No. 211), filed July 20, 1966. Applicant: FLEET TRANSPORT COMPANY, INC., 1000 44th Avenue North, Post Office Box 7645, Nashville, Tenn. 37209. Applicant's representative: R. J. Reynolds, Jr., 403-11 Healey Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, in tank vehicles, from Cobb, Clayton, De Kalb, Fulton, and Gwinnett Counties, Ga., to points in Tennessee on and east of Highway 27, North Carolina, South Carolina, and Virginia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 103435 (Sub-No. 189), filed July 20, 1966. Applicant: UNITED-BUCKINGHAM FREIGHT LINES, a corporation, East 915 Springfield Avenue, Spokane, Wash. Applicant's representative: George R. LaBissoniere, 920 Logan Building, Seattle, Wash. 98101. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodi-*

ties (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Cheyenne, Wyo., and Boise, Idaho, over U.S. Highway 30 and Interstate Highway 80N, serving no intermediate points, and serving the termini for purposes of joinder only, as an alternate route for operating convenience only; restricted against the transportation of traffic moving to or from points on applicant's presently authorized routes south of junction U.S. Highway 410 and U.S. Highway 395, located at or near Wallula, Wash. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Spokane or Seattle, Wash.

No. MC 103654 (Sub-No. 116), filed July 20, 1966. Applicant: SCHIRMER TRANSPORTATION COMPANY, INCORPORATED, 1145 Homer Street, St. Paul, Minn. Applicant's representative: Donald A. Morken, 1000 First National Bank Building, Minneapolis, Minn. 55402. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquefied petroleum gases*, in bulk, in tank vehicles, from Mid-America Pipeline Co. terminal at or near Vernon Center, Minn., to points in Iowa, North Dakota, South Dakota, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 103880 (Sub-No. 375), filed July 29, 1966. Applicant: PRODUCERS TRANSPORT, INC., 215 East Waterloo Road, Akron, Ohio 44306. Applicant's representative: Carl L. Steiner, 39 South LaSalle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Jet fuel*, in bulk, from American Oil Co.'s O'Hare Terminal at or near Elk Grove Village, Ill., to points in Indiana, Ohio, and the Lower Peninsula of Michigan. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 105042 (Sub-No. 5), filed July 19, 1966. Applicant: DOW TRUCK LINES, INC., 420 Security Bank Building, Sioux City, Iowa 51101. Applicant's representative: Lowell Madsen and/or Ervin A. Hutchison (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *All clay products, building materials, wall-board, prefabricated steel, cement blocks, plastic materials, sectional steel communications towers, plasterboard, sheet-rock, shingles, tar nails, wire, steel reinforcing mesh, metal roofing sections, sacked cement, and electrical equipment*, from Sioux City, Iowa, to points in Iowa, Minnesota, Nebraska, North Dakota, South Dakota, Montana, Wyoming, Illinois, Missouri, and Kansas. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Sioux City, Iowa, or Kansas City, Mo.

No. MC 105159 (Sub-No. 19), filed July 21, 1966. Applicant: LAWRENCE TRUCKING, INC., 1320 West Main

Street, Red Wing, Minn. Applicant's representative: Donald B. Taylor, Post Office Box 5068, Minneapolis, Minn. 55406. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay products and mortar mix*, from points in Red Wing, Minn., and Des Moines, Iowa, to points in Iowa, Minnesota, and Nebraska. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 106088 (Sub-No. 2), filed August 11, 1966. Applicant: WM. O. HOPKINS, 528 South Milton Street, Rensselaer, Ind. Applicant's representative: David Axelrod, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Steel springs, wire spring assemblies, and box spring constructions and component parts therefor*, from the site of the plants and warehouses of Indiana Spring Corp. located at or near Rensselaer, Ind., to Rosemont, Ill.; Allston, Mass.; Albany and Rochester, N.Y.; Baltimore, Md.; Bluefield, Va.; Chester, Pittsburgh, and Reading, Pa.; St. Paul, Minn.; Des Moines, Iowa; Detroit, Mich.; Kansas City, Mo.; Lexington, N.C.; Louisville, Ky.; Medina, Ohio; Oakville, Conn.; Paterson, N.J., and Memphis, Tenn., and (2) *such commodities as are used in the manufacture of steel springs, wire spring assemblies, and box spring constructions, and component parts therefor*, from Allquippa, Pa.; Trenton, N.J.; Portsmouth and Dover, Ohio; Joliet, Waukegan, Alton, and Chicago, Ill., and Grand Rapids and Monroe, Mich., to the sites of the plants and warehouses of Indiana Spring Corp. located at or near Rensselaer, Ind. **NOTE:** Applicant states that the above proposed operations are restricted to traffic originating at the sites of the plants and warehouses of Indiana Spring Corp. located at or near Rensselaer, Ind., in (1) above, and to traffic destined to the same site, in (2) above. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 106119 (Sub-No. 20), filed July 26, 1966. Applicant: ASSOCIATED PETROLEUM CARRIERS, a corporation, Union Road, Spartansburg, S.C. Applicant's representative: L. A. Odum, 120 Walnut Street, Spartansburg, S.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Residual oils*, in bulk, in tank trucks, from the terminal of Hess Oil & Chemical Corp. located on Interstate Highway 85 in Spartansburg County, S.C., to points in Allegheny, Ashe, Avery, Buncombe, Burke, Caldwell, Cherokee, Clay, Cleveland, Graham, Haywood, Henderson, Jackson, McDowell, Macon, Madison, Mitchell, Polk, Rutherford, Swain, Transylvania, Watauga, Wilkes, and Yancey Counties, N.C. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Spartansburg or Columbia, S.C.

No. MC 106398 (Sub-No. 336), filed July 21, 1966. Applicant: NATIONAL TRAILER CONVOY, INC., 1925 National

Plaza, Tulsa, Okla. 741451. Applicant's representative: O. L. Thee (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers*, designed to be drawn by passenger automobiles, in initial movements, in truckaway service, from points in Caddo Parish, La., to points in the United States (except Alaska and Hawaii). **NOTE:** Common control may be involved. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Shreveport, La.

No. MC 106603 (Sub-No. 87), filed July 18, 1966. Applicant: DIRECT TRANSIT LINES, INC., 200 Colrain Street SW., Grand Rapids, Mich. 49508. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glazed structural masonry products and materials, and supplies* used in the installation thereof, on flatbed equipment equipped with self unloading devices, from Lansing, Mich., to points in Ohio, Indiana, Kentucky, and Illinois. **NOTE:** Applicant holds contract carrier authority under MC 46240 and subs, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Lansing, Mich., or Detroit, Mich.

No. MC 107002 (Sub-No. 327), filed July 21, 1966. Applicant: HEARIN-MILLER TRANSPORTERS, INC., Post Office Box 1123, Jackson, Miss. Applicant's representatives: Harry C. Ames, Jr., 529 Transportation Building, Post Office Box 1250, Washington, D.C. 20006, and Harold D. Miller, Jr., Post Office Box 1250, Jackson, Miss. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Corn syrup*, in bulk, in tank vehicles, from St. Francisville, La., to points in Alabama, Arkansas, Louisiana, Mississippi, Tennessee, and Texas. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn., or New Orleans, La.

No. MC 107227 (Sub-No. 91) (Notice of filing of petition for dismissal of portion of applications requesting initial movement authority), filed July 5, 1966. Petitioner: INSURED TRANSPORTERS, INC., 1944 Williams Street, San Leandro, Calif. 94577. Petitioner's representative: John G. Lyons, 1418 Mills Tower, San Francisco, Calif. 94104. By application filed July 18, 1966, published in the FEDERAL REGISTER, issue of August 4, 1966, carrier seeks authority to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles* (except passenger automobiles) and *chassis*, in initial and secondary movements in driveaway service, and *bodies, cabs, and parts of, and accessories for*, such vehicles when moving in connection therewith, (1) from ports of entry on the international boundary line between Canada and the United States located in Washington, Idaho, and Montana, to points in the United States (except Alaska and Hawaii) and (2) from ports of entry on the international boundary line between Canada and Alaska, to points in Alaska, restricted

to traffic moving in foreign commerce from foreign plantsites of the White Motor Co. (including its foreign affiliates and subsidiaries). By petition, filed July 5, 1966, carrier petitions the Commission for dismissal of its request for authority to perform initial movements, if the Commission determines that movements from ports of entry on the Canada-United States international boundary are secondary movements, even though the new vehicle transported is transported in continuous movement by it from the point of assembly in Canada to a point in the United States. Any interested person desiring to participate, may file an original and six copies of his written representations, views, or argument in support of, or against the petition within 30 days from the date of publication in the FEDERAL REGISTER.

No. MC 107295 (Sub-No. 95), filed July 26, 1966. Applicant: PRE-FAB TRANSIT CO., a corporation, 100 South Main Street, Farmer City, Ill. 61842. Applicant's representative: Mack Stephenson, 42 Fox Mill Lane, Springfield, Ill. 62707. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles, and equipment, materials and supplies used in the manufacture or processing of iron and steel articles*, between points in the Chicago, Ill., commercial zone as defined by the Commission, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 107322 (Sub-No. 92), filed July 20, 1966. Applicant: BELL TRANSPORTATION COMPANY, a corporation, 1406 Hays Street, Post Office Box 8598, Houston, Tex. 77009. Applicant's representative: Thomas E. James, 721 Brown Building, Austin, Tex. 78701. Authority sought to operate as a *common carrier*, by motor vehicle over irregular routes, transporting: *Earth drilling machinery and equipment, and machinery, equipment, materials, supplies, and pipe incidental to, used in, or in connection with* (a) the transportation, installation, removal, operation, repair, servicing, maintenance, and dismantling of drilling machinery and equipment, (b) the completion of holes or wells drilled, (c) the production, storage, and transmission of commodities resulting from drilling operations at well or hole site, and (d) the injection or removal of commodities into or from hole or wells, (1) between points in Kansas, Oklahoma, Texas, Arkansas, Louisiana, Mississippi, Tennessee, Alabama, North Carolina, Georgia, and Florida, (2) between Cisco, Tex., and points within 100 miles of Cisco, on the one hand, and, on the other, points in Lea and Eddy Counties, N. Mex., (3) between points in Kentucky, South Carolina, Virginia, West Virginia, Ohio,

Pennsylvania, and New York, (4) between points in Texas, Arkansas, Louisiana, Mississippi, Tennessee, Alabama, Georgia, and North Carolina, on the one hand, and, on the other, points in Kentucky, South Carolina, Virginia, West Virginia, Ohio, Pennsylvania, and New York, (5) between points in Nevada, on the one hand, and, on the other, points in Montana, Utah, and Wyoming, (6) between points in Nevada, on the one hand, and, on the other, points in Kansas, Texas, and Oklahoma, and (7) between points in Illinois, Indiana, Kentucky, and Tennessee. NOTE: Applicant states it presently holds authority to transport various commodities used in the oil and gas industry (primarily so-called *Mercer* description commodities as defined in *T. E. Mercer Extension—Oil Field Commodities*, 74 M.C.C. 459) in all of the territory above described. Applicant intends to tack the various paragraphs of the territorial specified above with each other wherever possible. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex., Oklahoma City, or Tulsa, Okla.

No. MC 107353 (Sub-No. 20), filed July 21, 1966. Applicant: HELPHREY MOTOR FREIGHT, INC., East 3417 Springfield, Spokane, Wash. 99202. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, commodities requiring special equipment, and those injurious or contaminating to other lading), serving points in Lincoln County, Mont., as off-route points in connection with applicant's regular route operations. NOTE: Common control may be involved. Applicant states that it will tack at Libby and Kalispell, Mont. (It is presently authorized to operate in the States of Washington, Idaho, and Montana.) If a hearing is deemed necessary, applicant requests it be held at Spokane, Wash., Libby, Mont., or Kalispell, Mont.

No. MC 107496 (Sub-No. 492), filed July 20, 1966. Applicant: RUAN TRANSPORT CORPORATION, Keosauqua Way at Third, Post Office Box 855, Des Moines, Iowa 50304. Applicant's representative: H. L. Fabritz (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hydrochloric acid*, from points in Boulder County, Colo., to points in Nebraska, Wyoming, and Utah. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Denver, Colo., or Des Moines, Iowa.

No. MC 107496 (Sub-No. 493), filed July 20, 1966. Applicant: RUAN TRANSPORT CORPORATION, Keosauqua Way at Third, Post Office Box 855, Des Moines, Iowa 50304. Applicant's representative: H. L. Fabritz (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transport-

ing: *Aqua ammonia*, in bulk, from Kerr-McGee Chemical Corp. plant at Monroe, Wis., to the Kerr-McGee Chemical Corp. plant at Belden, Ill. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Madison, Wis., or Chicago, Ill.

No. MC 107515 (Sub-No. 555), filed August 8, 1966. Applicant: REFRIGERATED TRANSPORT CO., INC., 3901 Jonesboro Road SE., Post Office Box 10799, Station A, Atlanta, Ga. 30310. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, and meat byproducts*, from Dallas, Tex., to points in Louisiana and Mississippi; service to the foregoing States restricted to partial delivery of shipments destined to points in one or more of the States of Alabama, Florida, Georgia, North Carolina, South Carolina, Tennessee, and Virginia. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Dallas, Tex.

No. MC 107839 (Sub-No. 107), filed July 20, 1966. Applicant: DENVER-ALBUQUERQUE MOTOR TRANSPORT, INC., 4985 York Street, Denver, Colo. Applicant's representative: Edward T. Lyons, Jr., 420 Denver Club Building, Denver, Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses* as described in sections A and C of appendix I to the Descriptions in Motor Carrier Certificates, from the plantsite and storage facilities utilized by American Beef Packers, Inc., in Potawattamie County, Iowa, to Colorado, Montana, New Mexico, Oklahoma, Texas, Tennessee (except Memphis, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lincoln, Nebr.

No. MC 108067 (Sub-No. 13), filed July 21, 1966. Applicant: AL ZEFFIRO TRANSFER AND STORAGE, INC., Eighth Street and Meldon Avenue, Donora, Pa. 15033. Applicant's representative: Henry M. Wick, Jr., 1515 Park Building, Pittsburgh, Pa. 15222. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Commercial carbon pitch*, in dump vehicles, from Clairton, Pa., to Catlettsburg, Ky. NOTE: If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa., or Washington, D.C.

No. MC 108207 (Sub-No. 202), filed July 20, 1966. Applicant: FROZEN FOOD EXPRESS, a corporation, 318 Cadiz Street, Dallas, Tex. 75222. Applicant's representative: J. B. Ham (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Resin-impregnated broadgoods and rovings*, from points in California to points in Illinois, Indiana, Kansas, Michigan, Minnesota, Missouri, Nebraska, Ohio, Oklahoma, Texas, and Wisconsin. NOTE: If a hearing is deemed necessary,

applicant requests it be held at Dallas, Tex.

No. MC 108398 (Sub-No. 35), filed July 20, 1966. Applicant: RINGSBY-PACIFIC LTD., 3201 Ringsby Court, Denver, Colo. 80216. Applicant's representative: Eugene Hamilton (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except commodities of unusual value, household goods as defined by the Commission, and those requiring special equipment), between junction U.S. Highway 395 and California Highway 70, and Reno, Nev., over U.S. Highway 395, with service at Reno restricted to interline service only. NOTE: Applicant states that no service is authorized on traffic having an origin or destination at points in Nevada located in the area west of U.S. Highway 95 and north of U.S. Highway 6. NOTE: If a hearing is deemed necessary, applicant requests it be held at Carson City, Nev.

No. MC 108411 (Sub-No. 1), filed July 21, 1966. Applicant: STEARLY'S MOTOR FREIGHT, INC., Box 31, Conshohocken, Pa. 19428. Applicant's representative: John W. Frame, Box 626, Camp Hill, Pa. 17011. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Overhead traveling cranes, gantry cranes, wall cranes, electric hoists, and chain hoists, and parts or accessories thereof*, when moving as part of the same shipment and on the same bill of lading, between Stowe, Pa., on the one hand, and, on the other, points in the United States. NOTE: If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa.

No. MC 108411 (Sub-No. 2), filed July 21, 1966. Applicant: STEARLY'S MOTOR FREIGHT, INC., Box 31, Conshohocken, Pa. 19428. Applicant's representative: John W. Frame, Box 626, Camp Hill, Pa. 17011. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wooden brush blocks*, finished or unfinished, between Reading, Pa., Nashua, N.H., and Northfield, Vt. NOTE: If a hearing is deemed necessary, applicant requests it be held at Harrisburg, Pa.

No. MC 108460 (Sub-No. 20), filed July 21, 1966. Applicant: PETROLEUM CARRIERS COMPANY, a corporation, 5104 West 14th Street, Sioux Falls, S. Dak. 57101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquefied petroleum gas*, in bulk, in tank vehicles, (1) from the terminal outlet of the Mid-America Pipeline Co. pipeline at or near Mankato, Minn., to points in Iowa, North Dakota, and South Dakota; and (2) from Aberdeen, S. Dak., to points in North Dakota and Minnesota. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 108460 (Sub-No. 21), filed July 21, 1966. Applicant: PETROLEUM CARRIERS COMPANY, a corporation, 5104 West 14th Street, Sioux Falls, S. Dak. 57101. Authority sought to operate as a *common carrier*, by motor ve-

hicle, over irregular routes, transporting: *Fertilizers and fertilizer ingredients*, in bulk, in tank vehicles, from points in Brown and Lake Counties, S. Dak., to points in North Dakota, Minnesota, and Iowa. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Sioux Falls, S. Dak.

No. MC 108460 (Sub-No. 22), filed August 8, 1966. Applicant: PETROLEUM CARRIERS COMPANY, a corporation, 5104 West 14th Street, Post Office Box 762, Sioux Falls, S. Dak. 57101. Applicant's representative: Mead Bailey, 509 South Dakota Avenue, Sioux Falls, S. Dak. 57102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, in bulk, in tank vehicles, from Pine Bend, Minn., and points within 5 miles thereof, to points in South Dakota. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Sioux Falls, S. Dak., or Minneapolis, Minn.

No. MC 108912 (Sub-No. 15), filed July 20, 1966. Applicant: CHICAGO PITTSBURGH EXPRESS, INC., 654 West 21st Street, Chicago, Ill. 60616. Applicant's representative: Noel F. George, George, Greek, King and McMahon, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel products, and steel mill equipment, materials, and supplies*, between Putnam County, Ill., on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Kansas, Maryland, Massachusetts, Michigan, Louisiana, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, New Jersey, New York, Ohio, Oklahoma, Pennsylvania, Texas, West Virginia, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 109708 (Sub-No. 44), filed July 21, 1966. Applicant: ERVIN J. KRAMER, doing business as MARYLAND TANK TRANSPORTATION CO., 401 Highland Street, Frederick, Md. Applicant's representative: Wilmer B. Hill, 529 Transportation Building, Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Citrus juices*, not canned and not frozen, in bulk, in tank vehicles, from points in Florida to points in Maryland. NOTE: Applicant is also authorized to conduct operations as a contract carrier in permit No. MC 126871; therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 110193 (Sub-No. 151) (Amendment), filed May 13, 1966, published in FEDERAL REGISTER issue of June 16, 1966, amended August 3, 1966, and republished as amended this issue. Applicant: SAFEWAY TRUCK LINES, INC., 20450 Ireland Road, Post Office Box 2628, South Bend, Ind. Applicant's representative:

Walter J. Kobos, Post Office Box 2628, South Bend, Ind. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs* (not frozen but requiring vehicles mechanically equipped for temperature control) (except commodities in bulk, from Boston and points in Plymouth County, Mass., to Cleveland, Ohio, and Chicago, Ill. NOTE: The purpose of this republication is to more clearly set forth the proposed operation. Applicant states that the purpose of this application is for tacking and joinder with its existing authority in MC 110193 (Sub-No. 25), wherein applicant is authorized to conduct operations over irregular routes in the States of Illinois, Indiana, New York, Ohio, Pennsylvania, and Michigan. If a hearing is deemed necessary, applicant requests it be held at South Bend, Ind.

No. MC 110193 (Sub-No. 154), filed July 21, 1966. Applicant: SAFEWAY TRUCK LINES, INC., 20450 Ireland Road, Post Office Box 2628, South Bend, Ind. 46613. Applicant's representative: William J. Monheim (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Printing paper*, from Glens Falls, N.Y., to Sycamore, Ill. NOTE: If a hearing is deemed necessary, applicant requests it be held at Albany, N.Y., or Washington, D.C.

No. MC 110193 (Sub-No. 156), filed August 4, 1966. Applicant: SAFEWAY TRUCK LINES, INC., 20450 Ireland Road, Post Office Box 2628, South Bend, Ind. 46613. Applicant's representative: Walter J. Kobos (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sodium cyanide, potassium cyanide, and ammonium persulphate*, in packages, from New York, N.Y., Port Newark, N.J., and Oakville, Conn., to points in Hardin County, Ill.; Waterloo, Ind.; and Northfield, Minn. NOTE: Applicant states it presently holds authority to perform service from New York, N.Y., and Port Newark, N.J., to Waterloo, Ind., in Subs 25 and 31 over the Gary, Ind. junction. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 110325 (Sub-No. 40), filed August 11, 1966. Applicant: TRANSCON LINES, 1206 South Maple Avenue, Los Angeles, Calif. 90015. Applicant's representative: Wentworth E. Griffin, 1221 Baltimore, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles, and equipment, materials, and supplies used in the manufacture or processing of iron and steel articles*, between Joliet and Waukegan, Ill., and points in the Chicago, Ill., commercial zone, as defined by the Commission, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi,

Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. NOTE: Applicant states it is possible that the proposed authority herein could be tacked at any of the regular-route points that it serves in the States named for transportation to regular-route points west of Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 110393 (Sub-No. 26), filed July 13, 1966. Applicant: FRIGID FOOD EXPRESS, INC., 4205 Camp Ground Road, Louisville, Ky. Applicant's representative: Rudy Yessin, Box 457, Frankfort, Ky. 40601. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Floor covering, plumbing items, and houseware items*, from points in Massachusetts, Rhode Island, New York, Pennsylvania, Connecticut, and New Jersey, to points in Kentucky, Tennessee, and Evansville, Ind., and points in Ohio and Indiana, within an area bounded on the north by U.S. Highway 40, on the east by U.S. Highway 23, on the west by Indiana Highway 3 and U.S. Highway 421, and on the south by the Ohio River, including points on U.S. Highway 40, U.S. Highway 23, Indiana Highway 3, and U.S. Highway 421, under contract to Louisville Tin & Stove Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Louisville or Frankfort, Ky.

No. MC 110420 (Sub-No. 533), filed July 18, 1966. Applicant: QUALITY CARRIERS, INC., 100 South Calumet Street, Burlington, Wis. 53105. Applicant's representative: Fred H. Figge (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Antispalling compounds* (vegetable oils and petroleum naphtha or mineral spirits combined), in bulk, from Minneapolis, Minn., to points in Illinois, Indiana, Iowa, Kansas, Michigan, Minnesota, Missouri, Montana, Nebraska, North Dakota, Ohio, South Dakota, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Minneapolis, Minn.

No. MC 110525 (Sub-No. 796), filed July 14, 1966. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. 19335. Applicant's representatives: Leonard A. Jaskiewicz, 1155 15th Street NW., Madison Building, Washington, D.C. 20005, and Edwin H. van Deusen (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lubricating oil*, in bulk, in tank vehicles, from Dravosburg, Pa., to Enon, W. Va. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 110525 (Sub-No. 797), filed July 19, 1966. Applicant: CHEMICAL LEAMAN TANK LINES, INC., 520 East Lancaster Avenue, Downingtown, Pa. 19335. Applicant's representatives: Leonard A. Jaskiewicz, 1155 15th Street NW., Madison Building, Washington,

D.C. 20005, and Edwin H. van Deusen (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Adhesives*, in bulk, in tank vehicles, from Chicago, Ill., to points in Colorado, Illinois, Florida, Indiana, Kentucky, Michigan, Mississippi, Missouri, Ohio, Pennsylvania, Tennessee, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 111231 (Sub-No. 150), filed August 3, 1966. Applicant: JONES TRUCK LINES, INC., 610 East Emma Avenue, Springdale, Ark. 72764. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles and equipment, materials and supplies used in the manufacture or processing of iron and steel articles*, between Joliet, Waukegan, and Chicago Heights, Ill., and points in the Chicago, Ill., commercial zone, as defined by the Commission, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 111401 (Sub-No. 206), filed July 25, 1966. Applicant: GROENDYKE TRANSPORT, INC., 2510 Rock Island Boulevard, Post Office Box 632, Enid, Okla. Applicant's representative: Alvin L. Hamilton (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Shipper owned trailers of permanently installed auxiliary radio transmission and power units*, between points in Arkansas, Oklahoma, Missouri, Iowa, Nebraska, Minnesota, Colorado, and Kansas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Kansas City, Kans., or Oklahoma City, Okla.

No. MC 111401 (Sub-No. 207), filed July 21, 1966. Applicant: GROENDYKE TRANSPORT, INC., 2510 Rock Island Boulevard, Post Office Box 632, Enid, Okla. 73701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Anhydrous ammonia*, in bulk, in tank vehicles, (a) from Big Spring, Dimmitt, Odessa, and Plainview, Tex., to points in Arizona, Colorado, Kansas, Nebraska, and New Mexico, and (b) from El Dorado, Ark., to points in Louisiana; and (2) *phosphatic fertilizer solutions*, liquid, in bulk, in tank vehicles, from Lowe, Kans., to points in Colorado, Oklahoma, and Texas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Oklahoma City, Okla., or Houston, Tex.

No. MC 111485 (Sub-No. 9), filed July 28, 1966. Applicant: PASCHALL TRUCK LINES, INC., R.F.D. No. 4, Murray, Ky. Applicant's representative: R. Connor Wiggins, Jr., Suite 909, 100 North Main Building, Memphis, Tenn. 38103. Au-

thority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel, and iron and steel articles*, as defined by the Commission in Ex Parte MC 45, between points in Putnam County, Ill., on the one hand, and, on the other, points in Kentucky, Alabama, Mississippi, Tennessee, Arkansas, Georgia, Florida, South Carolina, North Carolina, Indiana, Missouri, and Ohio. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Louisville, Ky.

No. MC 111729 (Sub-No. 163), filed July 13, 1966. Applicant: AMERICAN COURIER CORPORATION, 222-17 Northern Boulevard, Bayside, N.Y. 11361. Applicant's representative: Russell S. Bernhard, 1625 K Street NW., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Ophthalmic goods and commercial papers* (excluding plant removals), between Brighton, Mass., on the one hand, and, on the other, points in Hartford, New Haven, and New London Counties, Conn., Androscoggin, Cumberland, Penobscot and Kennebec Counties, Maine, Grafton County, N.H., and Providence County, R.I., (2) *business papers, records, audit and accounting media of all kinds* (excluding plant removals), (a) between Philadelphia, Pa., and Manhasset, N.Y., (b) between New York, N.Y., on the one hand, and, on the other, Waterbury and Waterford, Conn., and Chicopee Falls, Mass., and (3) *exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies consisting of labels, envelopes and packaging materials, and advertising literature moved therewith* (excluding motion picture film used primarily for commercial theater and television exhibition), (a) between Philadelphia, Pa., on the one hand, and, on the other, Cumberland and Hagerstown, Md., and Manhasset, N.Y., and (b) between Allentown, Pa., on the one hand, and, on the other, Hartford and Windsor, Conn., Baltimore, Cumberland, and Hagerstown, Md., Atlantic City, Cape May, Gloucester City, Ocean City, Pennsauken, Princeton, Stratford, Trenton, Vineland, and Wildwood, N.J., Albany, Binghamton, Buffalo, Cortland, Elmira, Lake George, Latham, Liberty, Newburgh, Rochester, Rome, Schenectady, Utica, Syracuse, and Troy, N.Y., Charlotte, Durham, Fayetteville, Gastonia, Greensboro, Greenville, Raleigh, Wilmington, and Winston-Salem, N.C., Bluefield, Danville, Hampton, Lynchburg, Norfolk, Petersburg, Pulaski, Richmond, and Roanoke, Va., and Clarksburg, Fairmont, and Morgantown, W. Va. NOTE: Common control may be involved. Applicant is authorized to operate as a contract carrier in MC 112750, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 111729 (Sub-No. 164), filed July 21, 1966. Applicant: AMERICAN COURIER CORPORATION, 222-17 Northern Boulevard, Bayside, N.Y. 11361. Applicant's representative:

Russell S. Bernhard, 1625 K Street NW., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Exposed and processed film and prints, complimentary replacement film, incidental dealer handling supplies* (consisting of labels, envelopes, and packaging materials) and *advertising literature moving therewith* (excluding motion picture film used primarily for commercial theater and television exhibition), (a) between Cleveland, Ohio, on the one hand, and, on the other, points in Pennsylvania, West Virginia, and Maryland, (b) between Cincinnati, Ohio, on the one hand, and, on the other, points in Kentucky, (c) between Baltimore, Md., on the one hand, and, on the other, points in Maryland, (d) between Richmond, Va., on the one hand, and, on the other, points in Virginia, (e) between Boston Mass., on the one hand, and, on the other, Lewiston and Portland, Maine, and Concord, Laconia, and Nashua, N.H., and (f) between Glenside, Pa., on the one hand, and, on the other, Baltimore, Md., and Newark and Trenton, N.J.; (2) *dentures, articulators, impressions, models, bites and products relating to restorative dentistry*, between Charleston, W. Va., on the one hand, and, on the other, points in Kentucky, Ohio, and Pennsylvania; (3) *advertising media including layouts, copy, art work, tear sheets, and photos and accompanying documents, between points in Hartford County, Conn., and New York, N.Y.*

(4) *Oil samples and accompanying documents*, between La Guardia and John F. Kennedy Airports, N.Y., and Newark, N.J., on the one hand, and, on the other, points in Connecticut; (5) *oil samples, small hardware, advertising materials, maps, promotion items* limited to shipments not to exceed 50 pounds per shipment, between points in Middlesex County, N.J., on the one hand, and, on the other, points in Hartford and New London Counties, Conn.; Baltimore, Md., and Philadelphia, Pa.; (6) *checks, business papers and records, payroll records, audit and accounting media, and sales and advertising pamphlets moving therewith* (excluding plant removals), (a) between points in Middlesex County, N.J., on the one hand, and, on the other, points in Hartford and New London Counties, Conn.; Baltimore, Md.; and Philadelphia, Pa.; (b) between Orange, N.J., on the one hand, and, on the other, points in Connecticut, Maryland, Massachusetts, New York, Pennsylvania, and Rhode Island; and the District of Columbia; (c) between Baltimore, Md., and Lancaster, Pa.; (d) between Alexandria, Va., and York, Pa.; (e) between Cleveland, Ohio, on the one hand, and, on the other, points in New York; and (f) between Baltimore, Md., and Harrisburg, Pa.; and (7) *ophthalmic goods and commercial papers* (excluding plant removals), between Cleveland, Ohio, and Grand Rapids, Mich. NOTE: Applicant is also authorized to conduct operations as a contract carrier in permit No. MC

112750, therefore, dual operations may be involved. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 111812 (Sub-No. 353), filed July 19, 1966. Applicant: MIDWEST COAST TRANSPORT, INC., 405½ East Eighth Street, Post Office Box 747, Sioux Falls, S. Dak. 57101. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products and meat byproducts, and articles distributed by meat packing-houses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from the plantsite and storage facilities utilized by American Beef Packers, Inc., in Pottawattamie County, Iowa, to points in Arizona, California, Connecticut, Delaware, Idaho, Illinois, Indiana, Maine, Maryland, Massachusetts, Minnesota, Montana, Nevada, New Hampshire, New Jersey, New York, North Dakota, Oregon, Pennsylvania, Rhode Island, South Dakota, Utah, Vermont, Washington, West Virginia, Wyoming, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., Chicago, Ill., or Washington, D.C.

No. MC 111812 (Sub-No. 354), filed July 21, 1966. Applicant: MIDWEST COAST TRANSPORT, INC., 405½ East Eighth Street, Post Office Box 747, Sioux Falls, S. Dak. 57101. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Portland and Easton, Maine, Springfield, Mass., and Scranton, Pa., to points in Delaware, Illinois, Indiana, Iowa, Kentucky, Maryland, Michigan, Minnesota, Missouri, Nebraska, New Jersey, New York, Ohio, Pennsylvania, South Dakota, West Virginia, Wisconsin, and the District of Columbia. NOTE: Applicant states no duplication of authority sought. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., Chicago, Ill., or Washington, D.C.

No. MC 111812 (Sub-No. 355), filed August 1, 1966. Applicant: MIDWEST COAST TRANSPORT, INC., 405½ East Eighth Street, Post Office Box 747, Sioux Falls, S. Dak. 57101. Applicant's representative: Donald L. Stern, 630 City National Bank Building, Omaha, Nebr. 68102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packing-houses*, as described in sections A and C of appendix I to the Report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except hides and commodities in bulk, in tank vehicles), from Bureau, Ill., to points in Arizona, California, Idaho, Montana, Nevada,

Oregon, Utah, and Washington. NOTE: Applicant states that the above proposed operations are restricted to traffic originating at the plantsite of Geo. A. Hormel & Co., located at or near Bureau, Ill. If a hearing is deemed necessary, applicant does not specify a location.

No. MC 112030 (Sub-No. 19), filed July 21, 1966. Applicant: PAUL W. WILLIS, INC., 2535 Center Street, Cleveland, Ohio. Applicant's representative: Earl J. Thomas, 5850 North High Street, Post Office Box 70, Worthington, Ohio. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fluorspar*, in bulk, in dump vehicles, from points in Hamilton County, Ohio, on the one hand, and, on the other, points in the Lower Peninsula of Michigan. NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus or Cleveland, Ohio.

No. MC 112520 (Sub-No. 148), filed July 21, 1966. Applicant: MCKENZIE TANK LINES, INC., New Quincy Road, Post Office Box 1200, Tallahassee, Fla. 32302. Applicant's representative: Sol H. Proctor, 1730 American Heritage Life Building, Jacksonville, Fla. 32202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sulphate of alumina*, in bulk, in tank vehicles, from the plantsites and facilities of American Cyanamid Corp., at or near Demopolis and Coosa Pines, Ala., to points in Florida, Georgia, Mississippi, and Tennessee. NOTE: If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga., or Washington, D.C.

No. MC 112627 (Sub-No. 10), filed July 19, 1966. Applicant: OWENS BROS., INC., Post Office Box 247, Dansville, N.Y. 14437. Applicant's representative: Raymond A. Richards, 25 Curtice Park, Webster, N.Y. 14580. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Brandy*, in mixed shipments with wine (presently authorized), from Hammondsport, N.Y., to points in Connecticut, Delaware, Indiana, Illinois, Maryland, Massachusetts, New Jersey, Ohio, Pennsylvania, Rhode Island, and Wisconsin, and Charleston, W. Va., Detroit, Mich., Naples, N.Y., Richmond, Va. and St. Louis, Mo., and (2) *commodities*, the transportation of which is partially exempt under the provisions of section 203 (b) (6) of the Interstate Commerce Act if transported in vehicles not used in carrying any other property, when moving in the same vehicle at the same time with the commodities in (1) above, (a) from Hammondsport and Naples, N.Y., to Charleston, W. Va., Detroit, Mich., New York, N.Y., Richmond, Va., St. Louis, Mo., and points in Connecticut, Delaware, Illinois, Indiana, Maryland, Massachusetts, New Jersey, Ohio, Pennsylvania, Rhode Island, Wisconsin, and the District of Columbia, (b) between Hammondsport and Naples, N.Y., (c) from New York, N.Y., Detroit, Mich., and points in Ohio, Pennsylvania, New Jersey, Delaware, Maryland, Massachusetts, Connecticut, Rhode Island, and the District of Columbia, to Hammondsport and

Naples, N.Y., (d) between points in Livingston County, N.Y., on the one hand, and, on the other, points in Maryland, Ohio, and Pennsylvania, (e) between Carteret, N.J., on the one hand, and, on the other, points in Allegany, Chemung, Livingston, and Steuben Counties, N.Y., (f) from North Claymont, Del., to points in New York on and west of New York Highway 14, extending through Geneva and Elmira, N.Y., (g) between Baltimore, Md., and Philadelphia, Pa., and points in Livingston and Steuben Counties, N.Y., (h) from Richmond, Va., and Chicago, Ill., to Hammondspoint and Naples, N.Y., and (i) between New York, N.Y., on the one hand, and, on the other, points in New York. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Rochester or Buffalo, N.Y.

No. MC 112696 (Sub-No. 36), filed July 21, 1966. Applicant: HARTMANS, INCORPORATED, Post Office Box 898, Harrisonburg, Va. Applicant's representative: James E. Wilson, 1735 K Street NW., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, dairy products, candy, frozen foods, equipment, and supplies* used or useful in the preparation and serving of foods in restaurants and commissaries, and *supplies and equipment* used or useful in the manufacture of frozen foods, *advertising materials, and display racks and cases*, between New York, N.Y., Winchester, Va., and Martinsburg, W. Va., on the one hand, and, on the other, points in New Jersey, New York, Connecticut, Delaware, Florida, Georgia, Illinois, Maryland, Massachusetts, North Carolina, Pennsylvania, Rhode Island, South Carolina, and Virginia. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 112750 (Sub-No. 224), filed July 19, 1966. Applicant: AMERICAN COURIER CORPORATION, 222-17 Northern Boulevard, Bayside, N.Y. 11361. Applicant's representative: Claude J. Jasper, 111 South Fairchild Street, Suite 301, Madison, Wis. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Commercial papers, documents, and written instruments, including originals and copies of checks, drafts, notes, money orders, travelers' checks, and canceled bonds, and accounting papers relating thereto, including originals and copies of cash letters, letters of transmittal, summary sheets, adding machine tapes, deposit records, withdrawal slips, and debit and credit records* (except coin, currency, bullion and negotiable securities), (1) between Minneapolis, Minn., on the one hand, and, on the other, points in Minnesota, on and south of Minnesota Highway 55, and on and west of Minnesota Highway 15, (2) between Minneapolis, Minn., on the one hand, and, on the other, points in South Dakota, and (3) between points in South Dakota, on the one hand, and, on the other, points in Minnesota, on and south of Minnesota Highway 55 and on and west of Minnesota Highway 15, under continuing

contract with Northwest Bancorporation, Minneapolis, Minn., First National Bank of Black Hills, Rapid City, S. Dak., First National Bank of Marshall, Marshall, Minn., Federal Reserve Bank, Minneapolis, Minn., and Northwestern National Bank, Sioux Falls, S. Dak. **NOTE:** Applicant is authorized to operate as a common carrier in MC 111729, therefore, dual operations may be involved. Common Control may be involved. If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Pierre, S. Dak.

No. MC 112893 (Sub-No. 39), filed July 21, 1966. Applicant: BULK TRANSPORT COMPANY, a corporation, 100 South Calumet Street, Burlington, Wis. 53105. Applicant's representative: Fred H. Figge (address same as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquefied petroleum gases*, in bulk, in tank vehicles, from The Mid-America Pipeline Co. Terminal at or near Dubuque, Iowa, to points in Illinois, the Upper Peninsula of Michigan, Minnesota, and Wisconsin. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 113337 (Sub-No. 5), filed July 21, 1966. Applicant: WESLEY E. LABAGH, R.F.D. No. 3, Middletown, N.Y. 10940. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Packing-house products*, from Port Jervis, N.Y., to points in Dutchess, Orange, Rockland, Sullivan, and Ulster Counties, N.Y., Pike County, Pa., and Sussex County, N.J. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at New York City, or Binghamton, N.Y.

No. MC 113362 (Sub-No. 122), filed July 21, 1966. Applicant: ELLSWORTH FREIGHT LINES, INC., 220 East Broadway, Eagle Grove, Iowa. Applicant's representative: William J. Boyd, 29 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from points in Hamlin, Holley, Williamson, and Brockport, N.Y., to points in Wisconsin, Iowa, Minnesota, Missouri, Kansas, Nebraska, North Dakota, South Dakota, Indiana, Illinois, and Kentucky. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Buffalo, N.Y., or Washington, D.C.

No. MC 113514 (Sub-No. 98), filed July 21, 1966. Applicant: SMITH TRANSIT, INC., 3300 Republic National Bank Building, Dallas, Tex. 75201. Applicant's representative: William D. White, Jr., 2505 Republic National Bank Tower, Dallas, Tex. 75201. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals*, in bulk, from points in Calhoun County, Tex., to points in the United States (except Alaska and Hawaii). **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Houston, Tex., or Dallas, Tex.

No. MC 113843 (Sub-No. 121), filed July 21, 1966. Applicant: REFRIG-

ERATED FOOD EXPRESS, INC., 316 Summer Street, Boston, Mass. 02210. Applicant's representative: Joseph M. Cahill (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foods*, except commodities in bulk, in tank vehicles, from the plantsite or storage facilities utilized by Duffy-Mott Co., Inc., at or near Brockport, Hamlin, Holley, and Williamson, N.Y., to points in Illinois, Indiana, Iowa, Kansas, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 113974 (Sub-No. 20), filed August 1, 1966. Applicant: PITTSBURGH & NEW ENGLAND TRUCKING CO., a corporation, 211 Washington Avenue, Dravosburg, Pa. 15034. Applicant's representative: W. H. Schlottman (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles, and equipment, materials and supplies* used in the manufacture or processing of iron and steel articles, between Joliet and Waukegan, Ill., and points in the Chicago, Ill., commercial zone as defined by the Commission, on the one hand, and, on the other, points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Mississippi, Missouri, Nebraska, North Dakota, Ohio, Oklahoma, Pennsylvania, South Dakota, Tennessee, Texas, and Wisconsin. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 114019 (Sub-No. 162), filed July 20, 1966. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 South Pulaski Road, Chicago, Ill. 60629. Applicant's representative: David Axelrod, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, in tank vehicles, commodities requiring special equipment, and those injurious or contaminating to other lading), between points in Putnam County, Ill., on the one hand, and, on the other, points in Indiana, Ohio, Michigan, Kentucky, Wisconsin, Minnesota, Iowa, Missouri, Kansas, Nebraska, Colorado, North Dakota, and South Dakota. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 114019 (Sub-No. 164), filed July 21, 1966. Applicant: MIDWEST EMERY FREIGHT SYSTEM, INC., 7000 South Pulaski Road, Chicago, Ill. 60629. Applicant's representative: Carl L. Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byprod-*

ucts, and articles distributed by meat packinghouses, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from the plantsite and storage facilities utilized by American Beef Packer's, Inc., in Pottawattamie County, Iowa, to points in Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, Virginia, and West Virginia, and the District of Columbia. **NOTE:** If a hearing is deemed necessary, applicant does not specify a location.

No. MC 114194 (Sub-No. 137), filed July 20, 1966. Applicant: KREIDER TRUCK SERVICE, INC., 8003 Collinsville Road, East St. Louis, Ill. 62201. Applicant's representative: Gene Kreider (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Grain products*, in bulk, from Dimmitt, Tex., and points within 5 miles, to points in the United States (except Alaska and Hawaii). **NOTE:** Applicant states it could tack at Gateway, St. Louis, Mo., to points in the United States. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 114211 (Sub-No. 104), filed July 21, 1966. Applicant: WARREN TRANSPORT, INC., 213 Witry Street, Waterloo, Iowa 50704. Applicant's representative: Charles W. Singer, 33 North La Salle Street, Chicago, Ill. 60602. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors* (not including tractors with vehicle beds, bed frames or fifth wheels), (2) *agricultural machinery and implements*, (3) *industrial and construction machinery and equipment*, (4) *equipment designed for use in connection with tractors*, (5) *trailers designed for the transportation of the commodities described above* (other than those designed to be drawn by passenger automobiles), (6) *attachments for the commodities described above*, (7) *internal combustion engines*, and (8) *parts and accessories of the commodities described in (1) through (7) above when moving in mixed loads with such commodities*, (a) from the plant and warehouse sites, and experimental farms, of Massey-Ferguson, Inc., its subsidiaries and affiliates, in Polk County, Iowa, points in Outagamie and Kewaunee Counties, Wis., Morgan County, Utah, and Michigan, to points in the United States (excluding Alaska and Hawaii). **Restriction:** The authority requested in (a) above is restricted to traffic originating at the plant and warehouse sites, and experimental farms named above. (b) from ports of entry on the international boundary between the United States and Canada at Detroit and Port Huron, Mich., and Buffalo and Niagara Falls, N.Y., to points in the United States (excluding Alaska and Hawaii). **Restriction:** The authority requested in (b) above is restricted to traffic originating at the plant and warehouse sites, and experimental farms of Massey-Ferguson

Industries, Ltd., its subsidiaries and affiliates, and Clark Equipment, Ltd., located in Canada. (c) from the plant and warehouse sites of E. L. Caldwell & Sons in Nueces County, Tex., to points in the United States (excluding Alaska and Hawaii). **Restriction:** The authority requested in (c) above is restricted to traffic originating at the plant and warehouse sites named above. **NOTE:** Applicant states that no duplication of authority is sought. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 114362 (Sub-No. 9), filed August 1, 1966. Applicant: H. A. PIERCE, doing business as PIERCE TRUCK LINES, Freeborn, Minn. 56032. Applicant's representative: A. R. Fowler, 2288 University Avenue, St. Paul, Minn. 55114. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*, from Albert Lea, Minn., to points in Clay, Union, Lincoln, Yankton, Bon Homme, Turner, Hutchinson, Douglas, Charles Mix, Aurora, Davison, Hanson, McCook, Minnehaha, Moody, Lake, Miner, Beadle, Kingsbury, Brookings, Deuel, Hamlin, Clark, Roberts, and Grant Counties, S. Dak. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 114364 (Sub-No. 124), filed July 20, 1966. Applicant: WRIGHT MOTOR LINES, INC., Post Office Box 1191, Cushing, Okla. 74023. Applicant's representative: Marion F. Jones, 420 Denver Club Building, Denver Colo. 80202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766, from Guymon, Okla., to points in Arizona, California, Colorado, Idaho, Kansas, Montana, Nebraska, Nevada, New Mexico, Oregon, Texas, Utah, Washington, and Wyoming. **NOTE:** If a hearing is deemed necessary, applicant does not specify a location.

No. MC 114569 (Sub-No. 81), filed July 21, 1966. Applicant: SHAFFER TRUCKING INC., Post Office Box 418, New Kingstown, Pa. 17072. Applicant's representative: James W. Hagar, McNeese, Wallace and Nurick, Post Office Box 432, Harrisburg, Pa. 17108. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned goods and bottled condiments*, from Cade and Lozes, La., to points in Ohio on and east of U.S. Highway 21. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Harrisburg, Pa.

No. MC 114969 (Sub-No. 25), filed July 21, 1966. Applicant: PROPANE TRANSPORT, INC., 27 Water Street, Milford, Ohio. Applicant's representative: Herbert Baker and James R. Stivers, 50 West Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting:

Nitrogen fertilizer solutions, in bulk, in tank vehicles from North Baltimore, Ohio, to points in Indiana and Michigan. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, or Chicago, Ill.

No. MC 115311 (Sub-No. 60), filed July 21, 1966. Applicant: J & M TRANSPORTATION CO., INC., Post Office Box 488, Milledgeville, Ga. Applicant's representative: Paul M. Daniell, 1600 First Federal Building, Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay products and accessories* for the installation thereof, between points in Baldwin County, Ga., on the one hand, and, on the other, points in Texas, Oklahoma, Arkansas, Missouri, Kansas, Nebraska, Iowa, Minnesota, Illinois (except to points in Cook, Lake, Will, Kane, McHenry, De Kalb, Kendall, Du Page Counties), Indiana, Michigan, Ohio, Pennsylvania, New York, Maryland, Delaware, New Jersey, Connecticut, Vermont, New Hampshire, Maine, Rhode Island, Massachusetts, and the District of Columbia. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 115331 (Sub-No. 200), filed July 21, 1966. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, 913 Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum dross*, in bulk, from St. Louis, Mo., to points in Iowa, Kentucky, Illinois, Indiana, Ohio, Pennsylvania, Michigan, Missouri, Oklahoma, Kansas, Nebraska, Arkansas, Tennessee, West Virginia, and Texas. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 115331 (Sub-No. 201), filed July 21, 1966. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, Suite 913, Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lime and limestone products*, from points in Ste. Genevieve County, Mo., to points in Missouri. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 115331 (Sub-No. 202), filed July 21, 1966. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer, fertilizer materials, and ingredients*, from points in Madison and St. Clair Counties, Ill., to points in Illinois, located in and south of Adams, Brown, Douglas, Edgar, Macon, Morgan, Moultrie, and Sangamon Counties, Ill. **NOTE:**

Applicant states that the primary purpose of this application is to eliminate a gateway. Applicant further states that it is presently transporting the involved products from the origin to the destination territory by using its Sub 63 authority to St. Louis, Mo., and by joining at that point the acid and chemical authority held in its base certificate, service can be rendered to all points in Illinois. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Washington, D.C.

No. MC 115331 (Sub-No. 203), filed July 21, 1966. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, Suite 913, Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dust*, in bulk, from Selma, Jefferson County, Mo., to points in Illinois. Note: Applicant states that if cement kiln dust is a dry chemical, then the authority here sought could be tacked with presently held authority (1) in MC 115331 on dry chemicals, in bulk, from points in Illinois, in the East St. Louis commercial zone to points in Arkansas, Iowa, Kansas, Kentucky, Missouri, Ohio, Oklahoma, Tennessee, and Indiana, and (2) in Sub 91 at El Paso, Ill., to serve points in Illinois, Indiana, Iowa, Kentucky, Minnesota, Nebraska, and Wisconsin. Applicant further states that the authority here sought could be tacked with applicant's Sub 63 certificate at East St. Louis, Ill., to serve points in Missouri, on and south of U.S. Highway 36, on and east of U.S. Highway 63, and on and east of U.S. Highway 60. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Washington, D.C.

No. MC 115331 (Sub-No. 204), filed July 21, 1966. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, Suite 913, Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer ingredients* (except Anhydrous Ammonia), from Meredosia, Ill., to points in Iowa, Illinois, Indiana, and Missouri. Note: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Washington, D.C.

No. MC 115331 (Sub-No. 205), filed July 21, 1966. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, Suite 913, Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Charcoal, charcoal briquettes, wood chips, vermiculite, lighter fluid, and accessories*, used in outdoor cooking, from Belle, Mo., and points within 10 miles thereof, to points in Alabama, Georgia, Louisiana, Mississippi, New Mexico, and Texas. Note: If a

hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Washington, D.C.

No. MC 115331 (Sub-No. 206), filed July 21, 1966. Applicant: TRUCK TRANSPORT, INCORPORATED, 707 Market Street, St. Louis, Mo. 63101. Applicant's representative: Thomas F. Kilroy, Suite 913, Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chemicals and fertilizers*, from points in Woodbury County, Iowa, to points in Montana, Wyoming, Colorado, North Dakota, South Dakota, Nebraska, Kansas, Oklahoma, Missouri, Illinois, Wisconsin, Minnesota, and Iowa. Note: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Washington, D.C.

No. MC 115491 (Sub-No. 96), filed July 21, 1966. Applicant: COMMERCIAL CARRIER CORPORATION, 502 East Bridgers Avenue, Post Office Drawer 67, Auburndale, Fla. Applicant's representative: George W. Clapp (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plastics and plastic products, and materials and supplies used in the manufacture or installation thereof*, between points in Oklahoma and Texas, on the one hand, and, on the other, points in Florida. Note: If a hearing is deemed necessary, applicant requests it be held at Tampa, Fla.

No. MC 115669 (Sub-No. 65), filed July 21, 1966. Applicant: HOWARD N. DAHLSTEN (doing business as DAHLSTEN TRUCK LINE, Post Office Box 95, Clay Center, Nebr. 68933. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fertilizer and fertilizer materials*; from Esterville, Iowa, to points in Nebraska and South Dakota (restricted against the transportation of bulk fertilizer and fertilizer materials in tank vehicles from Esterville, Iowa, to points in Nebraska). Note: If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr.

No. MC 115826 (Sub-No. 150), filed July 20, 1966. Applicant: W. J. DIGBY, INC., Post Office Box 5088, Terminal Annex, Denver, Colo. 80217. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Foodstuffs*, and (2) *agricultural products and those commodities*, the transportation of which is partially exempt under the provisions of section 203(b) (6) of the Interstate Commerce Act if transported in vehicles not used in carrying any other property, when moving in the same vehicle at the same time with foodstuffs, from points in Arizona and California to points in Idaho, Montana, Nevada, Utah, and Wyoming. Note: If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah.

No. MC 115826 (Sub-No. 153), filed July 21, 1966. Applicant: W. J. DIGBY, INC., Post Office Box 5088, Terminal Annex, Denver, Colo. 80217. Applicant's

representative: John F. DeCock (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, as described in sections A and C of appendix I to the report in *Descriptions in Motor Carrier Certificates*, 61 M.C.C. 209 and 766 (except commodities in bulk, in tank vehicles), from Wichita, Kans., to Denver, Colo., Salt Lake City, Utah, and Seattle, Wash. Note: If a hearing is deemed necessary, applicant requests it be held at Phoenix, Ariz., or Denver, Colo.

No. MC 116073 (Sub-No. 70), filed July 21, 1966. Applicant: BARRETT MOBILE HOME TRANSPORT INC., 1825 Main, Box 601, Moorhead, Minn. 56560. Applicant's representative: Donald E. Cross, Munsey Building, Washington, D.C., and John G. McLaughlin, 624 Pacific Building, Portland, Oreg. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Trailers designed to be drawn by passenger automobiles*, in initial movements, in truckaway service, from points in Shelby County, Tenn., to points in the United States (except Alaska and Hawaii). Note: If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn.

No. MC 116273 (Sub-No. 74), filed August 4, 1966. Applicant: D & L TRANSPORT, INC., 3800 South Laramie Avenue, Cicero, Ill. 60650. Applicant's representative: Axelrod, Goodman and Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Coal tar and coal tar products* (except chemicals derived from coal tar) from Chicago, Ill., to points in Kentucky and Tennessee. Note: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 116763 (Sub-No. 100), filed July 21, 1966. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper, paper products, paper articles, and printed materials*, from points in Maine, to points in Georgia, Maryland, North Carolina, South Carolina, Virginia, West Virginia, and the District of Columbia. Note: If a hearing is deemed necessary, applicant requests it be held at Portland, Maine.

No. MC 116763 (Sub-No. 101), filed July 21, 1966. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prepared and preserved foodstuffs* (1) from Delphos, Ohio, to points in Delaware, points in Maine, north of Maine Highway 25 (except Portland and Bangor, Maine), Maryland (except Baltimore, Md.), those points in Virginia, on and north of U.S. Highway 460, West Virginia and Shreveport, La., and (2) from Orrville, Ohio, to points in Ala-

bama, Delaware, Louisiana, points in Maine north of Maine Highway 25 (except Augusta, Auburn, Bangor, Gardiner, Lewiston, Portland, Presque Isle, Waterville, and Westbrook, Maine), Maryland (except Baltimore, Md.), Mississippi, points in Virginia on and north of U.S. Highway 460, West Virginia, and Scranton and Philadelphia, Pa., restricted in (1) above to traffic originating at Delphos, Ohio, and destined to the territory described in (1) above, and in (2) above to traffic originating at Orrville, Ohio, and destined to the territory described in (2) above. NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 116763 (Sub-No. 102), filed July 21, 1966. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prepared and preserved foodstuffs*, (1) from Defiance, Ohio, and Jonesboro, Tenn., to points in Alabama, Louisiana, and Mississippi, and (2) from Defiance, Ohio, to points in Delaware, Georgia, Maryland (except Baltimore), Virginia, on and north of U.S. Highway 460, West Virginia, and Scranton and Philadelphia, Pa., restricted to traffic originating at Defiance, Ohio, and Jonesboro, Tenn., and destined to points in the States specified herein or described portions thereof. NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 116763 (Sub-No. 103), filed July 20, 1966. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Plaster*, in bags, and *plasterboard*, from points in Martin County, Ind., to points in Allen, Auglaize, Darke, Hancock, Logan, Mercer, Miami, Montgomery, Paulding, Preble, Putnam, Shelby, Warren, and Van Wert Counties, Ohio, and (2) *paper, paper products, paper articles, and printed materials*, from points in Darke and Miami Counties, Ohio, to points in Rockdale County, Ga. NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 116763 (Sub-No. 104), filed July 20, 1966. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building materials and supplies*, from points in North Carolina and South Carolina, to points in Florida, and that part of Georgia on and south of U.S. Highway 80. NOTE: If a hearing is deemed necessary, applicant requests it be held at Tampa, Fla.

No. MC 116763 (Sub-No. 105), filed July 20, 1966. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building materials and supplies*, from points in Alabama,

and points in Louisiana south of U.S. Highway 80, to points in Florida, and that part of Georgia on and south of U.S. Highway 80. NOTE: If a hearing is deemed necessary, applicant requests it be held at Tampa, Fla.

No. MC 116859 (Sub-No. 6), filed July 14, 1966. Applicant: CLARK TRANSFER, INC., 829 North 29th Street, Philadelphia, Pa. Applicant's representative: V. Baker Smith, 2107 Fidelity-Philadelphia Trust Building, Philadelphia, Pa. 19109. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *High loft nonwoven fabric*, from Warminster, Pa., to points in New Jersey on and north of New Jersey Highway 33; points in Westchester, Nassau, and Suffolk Counties, N.Y.; points in Fairfield County, Conn.; New York, N.Y.; and Milford, Del. NOTE: If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 116996 (Sub-No. 5), filed July 13, 1966. Applicant: B & B CARRIERS, INC., Post Office Box 160, Downingtown, Pa. 19335. Applicant's representative: William R. Keen, Jr., 116 East Lincoln Highway, Coatesville, Pa. 19320. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Crushed slag*, from Phoenixville, Pa., to points in that part of New Castle County, Del., bounded on the west by a line beginning at the Pennsylvania-Delaware State line and extending south to junction Delaware Highway 273 at Newark, Del.; on the south by Delaware Highway 273, beginning at Newark, Del., and extending east to the Delaware River; and on the east by the Delaware River, from New Castle, Del., to the Pennsylvania-Delaware State line; under contract with Brown Brothers Contractors, Inc. NOTE: Applicant states that it will tack proposed authority with presently held authority in which it is authorized to operate in the States of Maryland, Delaware, Pennsylvania, and New Jersey. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Philadelphia, Pa.

No. MC 117031 (Sub-No. 6), filed July 20, 1966. Applicant: BROWN YANCEY, New Bloomfield, Mo. 65063. Applicant's representative: Joseph R. Nacy, 117 West High Street, Post Office Box 352, Jefferson City, Mo. 65101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal feeds*, in bag and in bulk, (1) from Memphis, Tenn., to East St. Louis, Ill., and Columbia, Jefferson City, Lohman, Russellville, California, Meta, Argyle, Freeburg, Eldon, Versailles, Eugene, Mexico, Centralia, Martinsburg, Montgomery City, Chamois, Kansas City, and St. Joseph, Mo., and points in Callaway County, Mo.; and (2) from St. Joseph, Mo., to Jackson, Mo., East St. Louis, Ill., and Memphis, Tenn. NOTE: If a hearing is deemed necessary, applicant requests it be held at Jefferson City, Kansas City, or St. Louis, Mo.

No. MC 117119 (Sub-No. 386), filed July 20, 1966. Applicant: WILLIS SHAW FROZEN EXPRESS, INC., Elm Springs, Ark. 72728. Applicant's rep-

resentative: John H. Joyce, 26 North College, Fayetteville, Ark. 72702. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from Springdale, Ark., to points in Tennessee and Alabama. NOTE: If a hearing is deemed necessary, applicant requests it be held at Little Rock, Ark., or Memphis, Tenn.

No. MC 117368 (Sub-No. 2EX), filed July 18, 1966. Applicant: EDMOUR L. PELLETIER, doing business as IDYLL-WILD FREIGHT LINE, Post Office Box 126, Hemet, Calif. Applicant's representative: R. Y. Schureman, 1010 Wilshire Boulevard, Los Angeles, Calif. 90017. A Certificate of Exemption sought under section 204(a)(4a), Part II, in the conduct of operations as a *common carrier*, by motor vehicle, over regular routes, wholly within the State of California, transporting: *General commodities* except (1) used household goods and personal effects not packed in accordance with the crated property requirements set forth in paragraph (d) of Item No. 10-C of Minimum Rate Tariff No. 4-A, (2) automobiles, trucks and buses, viz.: New and used, finished or unfinished passenger automobiles (including jeeps), ambulances, hearses and taxis, freight automobile, automobile chassis, trucks, truck chassis, truck trailers, truck and trailers combined, buses and bus chassis, (3) livestock, viz.: Bucks, bulls, calves, cattle, cows, dairy cattle, ewes, goats, hogs, horses, kids, lambs, oxen, pigs, sheep, sheep camp outfits, sows, steers, stage or swine, (4) commodities requiring the use of special refrigeration or temperature control in specially designed or constructed refrigerated equipment, (5) liquids, compressed gases, commodities in semiplastic form and commodities in suspension in liquids in bulk, in tank trucks, tank trailers, tank semitrailers or a combination of such highway vehicles, (6) commodities when transported in bulk in dump truck or hopper type trucks, (7) commodities when transported in motor vehicles equipped for mechanical mixing in transit, (8) logs, (9) articles of extraordinary value as set forth in Rule 3 of Western Classification No. 77, J. P. Hackler, Tariff Publishing Officer, on the issue date thereof, (10) commodities likely to contaminate or damage other freight, and (11) explosives as described in and subject to the regulations of Agent H. A. Campbell's Tariff No. 10, (1) between the City of Hemet and Pinyon Flats, Calif., over California Highway 74, serving all intermediate and off-route points within a lateral of 10 miles of California Highway 74, (2) between the junction of Riverside County Highway R-1 and California Highway 74 (at Mountain Center) and the Twin Pines Ranch approximately 8 miles south of the City of Banning, over Riverside County Highway R-1, serving all intermediate and off-route points within a lateral of 10 miles of Riverside County Highway R-1, and (3) between the junction of California Highways 71 and 74 and Aguanga, over California

Highway 71, serving all intermediate and off-route points within a lateral of 10 miles of California Highway 71.

No. MC 117788 (Sub-No. 6), filed August 1, 1966. Applicant: DETROIT REFRIGERATED TRUCKING, INC., 900 22d Street, Detroit, Mich. Applicant's representative: L. Agnew Myers, Jr., Warner Building, Washington, D.C. 20004. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meats, meat products, meat byproducts, and articles distributed by meat packinghouses*, from Detroit, Mich., to points in Delaware, Maryland, New Jersey, New York, Pennsylvania, Virginia, West Virginia, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Detroit, Mich.

No. MC 117883 (Sub-No. 89), filed July 20, 1966. Applicant: SUBLER TRANSFER, INC., East Main Street, Versailles, Ohio 45380. Applicant's representative: Kenneth Subler, Post Office Box 62, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat, meat products, meat byproducts, and articles distributed by meat packinghouses* (except commodities in bulk and hides), from Milwaukee, Wis., to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Ohio, Pennsylvania, Rhode Island, Vermont, Virginia, West Virginia, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Washington, D.C.

No. MC 117883 (Sub-No. 90), filed July 21, 1966. Applicant: SUBLER TRANSFER, INC., East Main Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from Cleveland, Ohio, to points in Iowa, Nebraska, Minnesota, Wisconsin, and Kansas. NOTE: If a hearing is deemed necessary, applicant requests it be held at Cleveland, Ohio, or Washington, D.C.

No. MC 118127 (Sub-No. 5), filed July 21, 1966. Applicant: HALE DISTRIBUTING CO., INC., 1315 East Seventh Street, Los Angeles, Calif. Applicant's representative: William J. Augello, Jr., 2 West 45th Street, New York, N.Y. 10036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Frozen foods*, from points in Fairfield and New Haven Counties, Conn., Essex County, Mass., and Essex and Hudson Counties, N.J., and New York, N.Y., to points in Arizona, Colorado, California, Idaho, Montana, Nevada, New Mexico, Oregon, Utah, Washington, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 118130 (Sub-No. 57), filed July 21, 1966. Applicant: BEN HAMRICK, INC., 2000 Chelsea Drive West, Fort Worth, Tex. 76134. Applicant's representative: Thomas F. Kilroy, 1341 G

Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Prepared frozen foods, and/or pies, not baked, poultry, frozen, dressed, or eviscerated*, from Carrollton, Macon, Marshall, Milan, and Moberly, Mo., to points in Arkansas, Louisiana, Mississippi, Oklahoma, and Tex. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or Chicago, Ill.

No. MC 118196 (Sub-No. 80), filed August 8, 1966. Applicant: RAYE & RAYE COMPANY TRANSPORTS, INC., Highway 71 North, Post Office Box 613, Carthage, Mo. 64836. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dairy products*, from points in South Dakota, to points in Wisconsin, located on and south of a line extending from the Minnesota-Wisconsin State line along U.S. Highway 12, to junction Wisconsin Highway 29, thence along Wisconsin Highway 29 to junction Wisconsin Highway 22, thence along Wisconsin Highway 22 to Oconto, Wis. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Milwaukee or Madison, Wis.

No. MC 118364 (Sub-No. 2), filed July 19, 1966. Applicant: LYLE W. SCHAETZEL, doing business as SCHAETZEL TRUCKING CO., 2436 Algoma Boulevard, Oshkosh, Wis. 54901. Applicant's representative: Edward Solie, Executive Building, Suite 100, 4513 Vernon Boulevard, Madison, Wis. 53705. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Condensed skim milk*, in bulk, in tank vehicles, from Avoca, Iowa, to Fond du Lac, Wis. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Madison, Wis.

No. MC 118468 (Sub-No. 25), filed July 15, 1966. Applicant: UMTHUN TRUCKING CO., a corporation, 910 South Jackson Street, Eagle Grove, Iowa. Applicant's representative: J. Max Harding, 605 South 14th Street, Post Office Box 2028, Lincoln, Nebr. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Materials, equipment, and supplies used in the manufacture and distribution of building materials, gypsum, and gypsum products, and materials and supplies used in the installation and application of such commodities*, from points in Illinois, Indiana, Kansas, Kentucky, Ohio, Michigan, Minnesota, Missouri, Nebraska, North Dakota, South Dakota, and Wisconsin to the plantsite of United States Gypsum Co. at Fort Dodge, Iowa, under contract with United States Gypsum Co. NOTE: Applicant holds common carrier authority in No. MC 124813 and Subs thereunder, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Omaha, Nebr., or Des Moines, Iowa.

No. MC 118806 (Sub-No. 4), filed July 21, 1966. Applicant: ARNOLD BROS. TRANSPORT, LTD., 1101 Dawson Road,

Winnipeg 6, Manitoba, Canada. Applicant's representative: Carll V. Kretsinger, 450 Professional Building, 1103 Grand Avenue, Kansas City, Mo. 64106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia, acids and chemicals, ammonium nitrate, urea, phosphates fertilizer, fertilizer compounds, materials and ingredients, insecticides, herbicides and pesticides*, from ports of entry on the international boundary line between the United States and Canada, located between the province of Manitoba and Minnesota and North Dakota, to points in Arkansas, Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Minnesota, Missouri, Montana, New Mexico, Nebraska, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wisconsin, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Bismarck, N. Dak.

No. MC 118989 (Sub-No. 8), filed July 21, 1966. Applicant: CONTAINER TRANSIT, INC., 5323 South Ninth Street, Milwaukee, Wis. Applicant's representative: Richard A. Heilprin, Post Office Box 941, 222 South Hamilton Street, Madison, Wis. 53701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Drums, pails, and cans and incidental parts thereof*, between Milwaukee, Wis., Peotone and Chicago, Ill., Cleveland and Toledo, Ohio, and Kansas City, Kans., on the one hand, and, on the other, points in Michigan, Ohio, Kentucky, Indiana, Missouri, and Kansas, and (2) *bungs, gaskets, plugs, covers, lock rings, and materials and supplies used in the cleaning and reconditioning of drums and pails*, from points in Illinois, Indiana, Michigan, Ohio, and Missouri, to Milwaukee, Wis. NOTE: Applicant states the proposed authority can or will be joined with any point which is common to its presently authorized operations in its MC 118989, Sub 3, wherein it is authorized to operate in the States of Illinois, Iowa, Minnesota, Missouri, and Wisconsin. If a hearing is deemed necessary, applicant requests it be held at Milwaukee, Wis.

No. MC 118989 (Sub-No. 9), filed July 21, 1966. Applicant: CONTAINER TRANSIT, INC., 5323 South Ninth Street, Milwaukee, Wis. Applicant's representative: Richard A. Heilprin, Post Office Box 941, 222 South Hamilton Street, Madison, Wis. 53701. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Hot air furnaces and heating boilers, set up and knocked down, hot air furnace and heating boiler parts, and equipment and supplies used in the installation of hot air furnaces and heating boilers, air conditioners and air conditioner apparatus, air conditioner and air conditioner apparatus parts, and equipment and supplies used in the installation of air conditioners and air conditioner apparatus*, from Kalamazoo, Mich., to points in Indiana, Illinois, Wisconsin, Iowa, Minnesota, Missouri, Ne-

braska, Kentucky, Kansas, and Ohio. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 119118 (Sub-No. 20), filed July 21, 1966. Applicant: LEWIS W. McCURDY, doing business as McCURDY'S TRUCKING CO., 571 Unity Street, Latrobe, Pa. 15650. Applicant's representative: Paul F. Sullivan, Suite 913, Colorado Building, 1341 G Street NW., Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Such commodities as are dealt in by wholesale and retail hardware stores, from the plant and warehouse site(s) of Associated Hardware Supply Co., in or near Pittsburgh, Pa., to points in Kentucky, Illinois, Indiana, Maryland, New Jersey, New York, Virginia, and West Virginia.* NOTE: Applicant holds contract carrier authority in MC 116564, therefore dual operations may be involved. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

No. MC 119164 (Sub-No. 22), filed August 8, 1966. Applicant: J-E-M TRANSPORTATION CO., INC., Post Office Box 1315, Syracuse, N.Y. 13201. Applicant's representative: Reuben Kaminisky, Esq., 410 Asylum Street, Hartford, Conn. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Silica sand and silica products, from North Stonington, Conn., and points within 5 miles thereof, to points in Delaware, Maine, Maryland, Massachusetts, New Hampshire, New Jersey, New York, Pennsylvania, Rhode Island, and Vermont, including ports of entry on the international boundary line between Canada and the United States, located at New Hampshire, New York, Maine, and Vermont.* NOTE: If a hearing is deemed necessary, applicant requests it be held at Hartford, Conn., or New York, N.Y.

No. MC 119443 (Sub-No. 18), filed July 22, 1966. Applicant: P. E. KRAMME, INC., Monroeville, N.J. Applicant's representative: V. Baker Smith, 2107 Fidelity-Philadelphia Trust Building, Philadelphia, Pa. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Chocolate, chocolate coatings, chocolate liquor, chocolate products, cocoa butter, and confectioners' coatings, in bulk, in tank vehicles, from Jersey City, N.J., to points in Michigan.* NOTE: Applicant states that it can presently render this service by tacking through Philadelphia, Pa., and Dover, Del. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 119547 (Sub-No. 10), filed July 21, 1966. Applicant: EDGAR W. LONG, Route No. 4, Zanesville, Ohio. Applicant's representative: Richard H. Brandon, 79 East State Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Clay, ground clay, and clay products, from Wrens, Ga., to points in Indiana and Ohio.* NOTE: If a hearing is deemed

necessary, applicant requests it be held at Columbus, Ohio, or New York, N.Y.

No. MC 119547 (Sub-No. 12), filed July 21, 1966. Applicant: EDGAR W. LONG, Route 4, Zanesville, Ohio. Applicant's representative: Richard H. Brandon, 79 East State Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Plumbers goods, radiators, water heaters, boilers, and articles used in its installations thereof, between Zanesville, Ohio, and points in the United States (excluding Alaska and Hawaii).* NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

Mr. MC 119547 (Sub-No. 13), filed July 21, 1966. Applicant: EDGAR W. LONG, Route 4, Zanesville, Ohio. Applicant's representative: Richard H. Brandon, 79 East State Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Materials used in the manufacture of earthenware, stoneware, chinaware, and pottery, from points in the United States (except Alaska and Hawaii), to points in Ohio.* NOTE: If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio.

No. MC 119555 (Sub-No. 6), filed July 21, 1966. Applicant: OIL AND INDUSTRY SUPPLIES, LTD., 400 Archibald Street, Winnipeg, Manitoba, Canada. Applicant's representative: Carl V. Kretsinger, 1103 Grand Avenue, 450 Professional Building, Kansas City, Mo. 64106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia, acids and chemicals, ammonium nitrate, urea, phosphates fertilizer, fertilizer compounds, materials and ingredients, insecticides, herbicides, and pesticides, from ports of entry on the international boundary line between Manitoba, Canada, and the United States, located in Minnesota and North Dakota, to points in Arkansas, Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Minnesota, Missouri, Montana, New Mexico, Nebraska, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wisconsin, and Wyoming.* NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Bismarck, N. Dak.

No. MC 119632 (Sub-No. 27), filed July 20, 1966. Applicant: REED LINES, INC., Box 285, Woodburn, Ind. Applicant's representative: John P. McMahon, 100 East Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Food, foodstuffs, and food preparations, cooking oils, shortening, and matches and such materials, supplies, and equipment as are used in the manufacturing, packaging, sale, and distribution thereof, between Toledo, Ohio, on the one hand, and, on the other, points in Illinois, Indiana, Michigan, Ohio, Kentucky, New York, Pennsylvania, Wisconsin, West Virginia, and New Jersey.* NOTE: Appli-

cant states no duplicate authority is sought. If a hearing is deemed necessary, applicant requests it be held at Columbus, Ohio, Washington, D.C., or Chicago, Ill.

No. MC 119778 (Sub-No. 110), filed July 28, 1966. Applicant: REDWING CARRIERS, INC., Wilson Road, Route No. 10, Post Office Box 34, Powderly Station, Birmingham, Ala. 35211. Applicant's representative: David E. Wells, Post Office Box 426, Tampa, Fla. 33601. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Nitrogen fertilizer solutions, aqua ammonia, and anhydrous ammonia, in bulk, in tank vehicles, from Ketona, Ala., to points in Georgia, Tennessee, and Mississippi.* NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Birmingham, Ala., Montgomery, Ala., or Atlanta, Ga.

No. MC 120668 (Sub-No. 3), filed July 21, 1966. Applicant: H C & D LINES, INC., Post Office Box 361, Hartsville, S.C. 29550. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *General commodities (except petroleum products in bulk, in tank vehicles, high explosives, and other dangerous commodities, and household goods as defined by the Commission) (a) between points in Darlington County, S.C., (b) between points in Darlington County, S.C., and points in South Carolina, (c) between points in Florence County, S.C., and (d) between points in Florence County, S.C., and points in South Carolina, (2) cotton, in bales, between points in South Carolina, and (3) sand and gravel, from points in Marlboro County, S.C., to points in South Carolina.* NOTE: This application is related to MC-FC-69005. If a hearing is deemed necessary, application requests it be held at Columbia, S.C.

No. MC 120815 (Sub-No. 1), filed July 21, 1966. Applicant: B & H WAREHOUSE, INC., 1405 Avenue A, Lubbock, Tex. 79408. Applicant's representative: W. D. Benson, Jr., Ninth Floor, Citizens Tower, Lubbock, Tex. 79401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods, as defined by the Commission, (1) between points in Curry County, N. Mex., and (2) between points in Lubbock County, Tex.* NOTE: If a hearing is deemed necessary, applicant requests it be held at Lubbock or Amarillo, Tex., or Clovis, N. Mex.

No. MC 123048 (Sub-No. 97), filed July 21, 1966. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., 1919 Hamilton Avenue, Racine, Wis. 53401. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Tractors (not including tractors with vehicle beds, bed frames or fifth wheels), (2) agricultural machinery and implements, (3) industrial and construction machinery and equipment, (4) equipment designed for use in connection with tractors, (5) trailers designed for the transportation of the commodities described*

above (other than those designed to be drawn by passenger automobiles), (6) *attachments* for the commodities described above, (7) *internal combustion engines*, and (8) *parts and accessories* of the commodities described in (1) through (7) above when moving in mixed loads with such commodities, (a) from the plant and warehouse sites, and experimental farms of Massey-Ferguson, Inc., its subsidiaries and affiliates, in Polk County, Iowa, Outagamie and Kewaunee Counties, Wis., Morgan County, Utah, and in Michigan, to points in the United States, except Alaska and Hawaii, restricted to traffic originating at the plant and warehouse sites, and experimental farms named above, (b) from the ports of entry on the international boundary line between the United States and Canada, at Detroit and Port Huron, Mich., and Buffalo and Niagara Falls, N.Y., to points in the United States, except Alaska and Hawaii, restricted to traffic originating at the plant and warehouse sites, and experimental farms of Massey-Ferguson Industries, Ltd., its subsidiaries and affiliates, and Clark Equipment, Ltd., located in Canada, and (c) from the plant and warehouse sites of E. L. Caldwell & Sons in Nueces County, Tex., to points in the United States, except Alaska and Hawaii, restricted to traffic originating at the plant and warehouse sites named above. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 123048 (Sub-No. 98), filed August 1, 1966. Applicant: DIAMOND TRANSPORTATION SYSTEM, INC., 1919 Hamilton Avenue, Racine, Wis. 53403. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lift trucks and attachments*, from West Memphis, Ark., to points in the United States (except California, Alaska, and Hawaii). **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn., Chicago, Ill., or Washington, D.C.

No. MC 123393 (Sub-No. 154), filed July 19, 1966. Applicant: BILYEU REFRIGERATED TRANSPORT CORP., 2105 East Dale Street, Springfield, Mo. 65803. Applicant's representative: Harley E. Laughlin, Post Office Box 948, Commercial Station, Springfield, Mo. 65803. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Foodstuffs*, and, (2) *agricultural commodities*, the transportation of which is partially exempt under the provisions of section 203(b) (6) of the Interstate Commerce Act if transported in vehicles not used in carrying any other property, when moving in the same vehicle at the same time with foodstuffs, from Turlock, Calif., and points within 5 miles thereof to points in Washington, Oregon, Idaho, Montana, Nevada, Utah, Wyoming, Colorado, Nebraska, Arizona, New Mexico, and Texas. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif.

No. MC 123407 (Sub-No. 29), filed August 4, 1966. Applicant: SAWYER TRANSPORT, INC., 2424 Minnehaha Avenue, Minneapolis, Minn. Applicant's representative: Michael E. Miller, 502 First National Bank Building, Fargo, N. Dak. 58102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Building, roofing and insulating materials, and related articles; conduit or pipe, cement containing asbestos; and cement and asbestos products*, from Waukegan, Ill., to points in Wisconsin, Minnesota, Iowa, Nebraska, South Dakota, North Dakota, and the Upper Peninsula of Michigan. **NOTE:** Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 123778 (Sub-No. 5), filed August 2, 1966. Applicant: JOSEPH BATO, doing business as UNITED NEWSPAPER DELIVERY SERVICE, 75 Cutters Lane, Woodbridge, N.J. Applicant's representative: Morton E. Kiel, 140 Cedar Street, New York, N.Y. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Plates, shells, molds, mats, and vinylites*, used in connection with the printing of magazines, and *magazine parts, sections and inserts*, from New York International Airport and La Guardia Airport, located in New York, N.Y., and Newark Airport, located in Newark, N.J., to Albany, N.Y., restricted to shipments having a prior movement by air, under contract with Time, Inc. **NOTE:** Applicant states it is authorized in MC 123778 to transport to the same destination territory from Woodbridge, N.J., for the shipper. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 123885 (Sub-No. 5), filed July 25, 1966. Applicant: C AND R TRANSPORT CO., a corporation, 1315 West Blackhawk, Sioux Falls, S. Dak. 57104. Applicant's representative: Mead Bailey, 509 South Dakota Avenue, Sioux Falls, S. Dak. 57102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bags or bulk, (1) from the distribution point established by the State Cement Commission of the State of South Dakota at or near Aberdeen, S. Dak., to points in North Dakota and points in Minnesota on and west of U.S. Highway 59; and (2) from the distribution point established by the State Cement Commission of the State of South Dakota at or near Bismarck, N. Dak., to the aforesaid distribution point established by the State Cement Commission of the State of South Dakota at or near Aberdeen, S. Dak. **NOTE:** Applicant is also authorized to conduct operations as a contract carrier in permit No. MC 112306 (Sub 7); therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Aberdeen, Rapid City, or Sioux Falls, S. Dak.

No. MC 123965 (Sub-No. 4), filed August 2, 1966. Applicant: KEAL DRIVE-AWAY COMPANY, a corporation, 836-

838 East 73d Street, Cleveland, Ohio 44103. Applicant's representative: Clarence D. Todd, 1825 Jefferson Place NW., Washington, D.C. 20036. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Motor vehicles* (except passenger automobiles) and *chassis*, in initial or secondary movements, in drive-away service, and *bodies, cabs and parts of and accessories* for such vehicles, when moving in connection therewith, (1) from ports of entry on the international boundary line between Canada and the United States located in Washington, Idaho, and Montana, to points in the United States (except Alaska and Hawaii) and (2) from ports of entry on the international boundary line between Canada and Alaska, to points in Alaska, restricted to traffic moving in foreign commerce from foreign plant-sites of the White Motor Co. (including its foreign affiliates and subsidiaries). **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Cleveland, Ohio, Chicago, Ill., Washington, D.C., or Seattle, Wash.

No. MC 124078 (Sub-No. 241), filed July 21, 1966. Applicant: SCHWERTMAN TRUCKING CO., a corporation, 611 South 28th Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Perlite and vermiculite*, in bulk, in tank vehicles, between points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Massachusetts, Michigan, Mississippi, Missouri, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Virginia, West Virginia, and the District of Columbia. **NOTE:** Applicant states it would tack the authority sought in this application with that of a pending application wherein it seeks to transport the same commodities from De Kalb and Chicago, Ill., to points in surrounding States. By tacking at De Kalb and Chicago, it would serve points in Minnesota, Iowa, and Wisconsin. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 124078 (Sub-No. 242), filed July 21, 1966. Applicant: SCHWERTMAN TRUCKING CO., a corporation, 611 South 28th Street, Milwaukee, Wis. 53246. Applicant's representative: Richard H. Prevette (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Fly ash*, in bulk, from New Holland, Ohio, to the construction site, Deer Creek Reservoir, located approximately 10 miles from New Holland, Ohio, on traffic having a prior movement by rail from Chicago, Ill. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 124422 (Sub-No. 1), filed July 19, 1966. Applicant: T. & F. QUINN TRUCKING CO., INC., 532 West 46th Street, New York, N.Y. 10019. Applicant's representative: Edward M. Alfano,

2 West 45th Street, New York, N.Y. 10036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Photographic cinematic and X-ray film and photographic plates and paper, related materials and supplies used in connection with such film plates and paper, and cameras*, from the plantsite of Agfa-Gevaert, Inc., located at or near Teterboro, N.J., to New York, N.Y., and points in Nassau and Westchester Counties, N.Y., and returned shipments of the above-specified commodities, on return, under contract with Agfa-Gevaert, Inc. **NOTE:** Applicant states it presently holds a permit to serve the supporting shipper. The purpose of this application is to provide shipper with a complete service. Applicant consents to cancellation of any duplicating authority now contained in permit MC 124422. If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 124434 (Sub-No. 2), filed July 21, 1966. Applicant: FRED KESSLER & SON TRUCKING, INC., 13921 Enterprise Avenue, Cleveland, Ohio 44135. Applicant's representative: J. C. Schriener, 11615 Detroit Avenue, Cleveland, Ohio 44102. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Pneumatic tires and tubes*, from points in Cleveland, Ohio, to points in Wayne and Warren, Mich., under contract with The Firestone Tire & Rubber Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Cleveland, Ohio.

No. MC 124569 (Sub-No. 12), filed July 21, 1966. Applicant: JOHN HUSZAR, JR. doing business as HUSZAR'S VEGETABLE FARM, Route 1, Box 204, Holden, La. 70744. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Texture* (plasterboard joint or topping cement or compound in metal buckets), from Hammond, La., to points in Mississippi, Alabama, Florida, Georgia, Arkansas, Tennessee, Texas, Kentucky, Illinois, and Missouri, under contract with Lee Forbes Co., Inc., Hammond, La. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at New Orleans, or Baton Rouge, La.

No. MC 124735 (Sub-No. 5), filed July 18, 1966. Applicant: R. C. KERCHER, JR., 4424 Fourth Avenue South, Seattle, Wash. 98134. Applicant's representative: Joseph O. Earp, 411 Lyon Building, 607 Third Avenue, Seattle, Wash. 98104. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Flowers or foliage, artificial; floral designs, wreaths or sprays, artificial; Christmas trees, artificial; decorations or ornaments, Christmas tree or holiday, artificial*; and (2) *commodities*, the transportation of which is partially exempt under the provisions of section 203 (b) (6) of the Interstate Commerce Act if transported in vehicles not used in carrying any other property, when moving in the same vehicle at the same time with the commodities in (1) above, from

Puyallup and Chehalis, Wash., Newport, Myrtle Point, and Port Oxford, Oreg., to points in North Dakota, South Dakota, Nebraska, Kansas, Missouri, Iowa, Minnesota, Wisconsin, Illinois, Indiana, Tennessee, Kentucky, Ohio, West Virginia, Michigan, Pennsylvania, New York, and New Jersey, under contract with G. R. Kirk Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Seattle, Wash.

No. MC 124813 (Sub-No. 29), filed July 21, 1966. Applicant: UMTOWN TRUCKING CO., 910 South Jackson Street, Eagle Grove, Iowa 50533. Applicant's representative: William A. Landau, 1307 East Walnut Street, Des Moines, Iowa 50306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Dehydrated alfalfa and alfalfa products*, from Brunswick, Mo., to points in Indiana and Illinois. **NOTE:** Applicant holds contract carrier authority in MC 118468 Sub 16, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Des Moines, Iowa, or Kansas City, Mo.

No. MC 124814 (Sub-No. 5), filed July 20, 1966. Applicant: LLOYD McVEY, doing business as McVEY TRUCKING, Rural Route 1, Oakwood, Ill. 61858. Applicant's representative: Clyde Meachum, 41 North Vermilion Street, Danville, Ill. 61832. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed*, in bulk and in bags, from Danville, Ill., to points in Wisconsin, Ohio, Michigan, Iowa, Missouri, and Kentucky. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Indianapolis, Ind., Springfield, Ill., or Chicago, Ill.

No. MC 124947 (Sub-No. 2), filed July 21, 1966. Applicant: MACHINERY TRANSPORTS, INC., Chicago and Spencer Streets, Post Office Box 2338, East Peoria, Ill. 61611. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Machinery* which does not require the use of special equipment when moving in the same shipment or in the same vehicle with heavy machinery which because of size or weight requires the use of special equipment, between points in Illinois, on the one hand, and, on the other, points in Colorado, Kansas, Louisiana, New Mexico, Oklahoma, Texas, and Wyoming, (2) *machinery and machinery parts* (other than oil field machinery and parts thereof) which do not require the use of special equipment when moving in the same shipment or in the same vehicle with machinery and machinery parts which because of size or weight require special handling or rigging, (a) from Chicago, Ill., to points in Oklahoma and Texas, (b) from points in Illinois, Missouri, Oklahoma, and Texas, to points in Arkansas, Colorado, Kansas, and New Mexico, and (c) between points in Missouri, Oklahoma, and Texas, and (3) *machinery* which does not require the use of special equipment when moving in the same shipment or in the same vehicle with heavy machinery which because of size or weight require the use

of special equipment, between points in Williamson, Franklin, and Saline Counties, Ill., on the one hand, and, on the other, points in Kentucky, Indiana, Ohio, Missouri, Arkansas, Kansas, and Oklahoma. **NOTE:** If a hearing is deemed necessary, applicant does not specify a location.

No. MC 125430 (Sub-No. 3), filed July 21, 1966. Applicant: CLAUDE W. WAGNER, Route 1, McHenry, Md. 21541. Applicant's representative: Paul F. Sullivan, Suite 913, Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Lumber*, from points in Garrett County, Md., and points in Fayette and Greene Counties, Pa., to points in North Carolina. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., Pittsburgh, Pa., or Columbus, Ohio.

No. MC 125461 (Sub-No. 1), filed July 19, 1966. Applicant: WILLOW TRUCKING CO., INC., 1600 Willow Street, Hoboken, N.J. Applicant's representative: Bert Collins, 140 Cedar Street, New York, N.Y. 10006. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *New furniture, new furniture parts, and materials, supplies, furnishings, and equipment* used in the manufacture, assembling, and distribution of furniture (except commodities in bulk, in tank vehicles); and *rejected, returned, or damaged shipments*; between the plants or warehouse sites of Eisen Brothers, Inc., located at Hoboken, N.J., on the one hand, and, on the other, points in Alabama, Arkansas, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kentucky, Louisiana, Maine, Maryland, Massachusetts, Michigan, Minnesota, Mississippi, Missouri, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Texas, Vermont, Virginia, West Virginia, and Wisconsin, and the District of Columbia; under a contract with Eisen Brothers, Inc., Hoboken, N.J. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 125664 (Sub-No. 4), filed July 21, 1966. Applicant: JERRY LIPPS, INC., 130 South Frederick, Cape Girardeau, Mo. Applicant's representative: Thomas F. Kilroy, 1341 G Street NW., Suite 913, Colorado Building, Washington, D.C. 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Playground equipment, basketball goals and backboards, toys, movie screens, velocipedes, snow shoes, rope, lawn furniture, porch swings, tables and chairs, boards, chalk or bulletin, and parts thereof*, from West Point, Miss., and Jamestown, Linesville, and Greenville, Pa., to points in the United States except Alaska and Hawaii, under contract with Shepco, a division of Blazon, Inc., Rempel Manufacturing, Inc., a subsidiary of Blazon, Inc., and Blazon, Inc. **NOTE:** Applicant is authorized to oper-

ate as a common carrier in MC 118959, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., and Washington, D.C.

No. MC 125708 (Sub-No. 48) (Amendment), filed March 29, 1966, published in FEDERAL REGISTER, issue of April 14, 1966, amended August 9, 1966, and republished as amended, this issue. Applicant: HUGH MAJOR, 150 Sinclair Avenue, South Roxana, Ill. Applicant's representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles of iron and steel manufacturing*, between Louisiana, Mo., and points in Illinois, on the one hand, and, on the other, points in Whiteside and Livingston Counties, Ill. (except Pontiac, Ill.). NOTE: The purpose of this republication is to specify the authority with which applicant proposes to tack, and to include the exception of Pontiac, Ill. Applicant states that the purpose of the application is to perform split pickup and delivery service, and to tack proposed authority with presently held authority, in which applicant is authorized to operate in the States of Alabama, Arkansas, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Michigan, Minnesota, Nebraska, New Jersey, New York, Ohio, Oklahoma, Pennsylvania, Tennessee, Texas, Virginia, West Virginia, and Wisconsin. Applicant is also authorized to conduct operations as a contract carrier in permit No. 116434 and Subs thereunder; therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 125708 (Sub-No. 61), filed July 21, 1966. Applicant: HUGH MAJOR, 150 Sinclair Avenue, South Roxana, Ill. 62087. Applicant's representative: Edward G. Bazelon, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Iron and steel and iron and steel articles*, between Schaumburg, Ill., on the one hand, and, on the other, points in Wisconsin, Missouri, Indiana, Iowa, Kentucky, Ohio, Nebraska, Michigan, Tennessee, Kansas, and Arkansas. NOTE: If a hearing is deemed necessary, applicant does not specify a location.

No. MC 125777 (Sub-No. 103), filed August 3, 1966. Applicant: JACK GRAY TRANSPORT, INC., 3200 Gibson Transfer Road, Hammond, Ind. 46323. Applicant's representative: Axelrod, Goodman and Steiner, 39 South La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Sand*, in bulk, in dump vehicles, from Troy Grove, Ill., to points in Ohio, Kansas, Missouri, and Michigan, except those within 40 miles of the Indiana-Michigan State line. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 125847 (Sub-No. 7), filed July 21, 1966. Applicant: FLOYD A. DEZOTELL, doing business as FLOYD A. DEZOTELL TRUCKING COMPANY, Post Office Box 636, Mankato, Minn. Applicant's representative: Donald B. Taylor, Post Office Box 5068, Minneapolis, Minn. 55406. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Feed and feed ingredients*, in bulk or bags, from Mankato, Minn., to points in Iowa, Michigan (Upper Peninsula), Minnesota, Montana, Nebraska, North Dakota, South Dakota, Wyoming, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn.

No. MC 125985 (Sub-No. 2), filed July 21, 1966. Applicant: AUTO DRIVE-AWAY COMPANY, a corporation, 343 South Dearborn Street, Chicago, Ill. 60604. Applicant's representative: Robert R. Herndon, 4000 Massachusetts Avenue NW., Washington, D.C. 20016. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passenger automobiles and trucks (¾ ton or less), with the baggage, sporting equipment, and personal effects of the owners thereof*, in secondary movements in driveway service, between points in Missouri, on the one hand, and, on the other, points in the United States (including Alaska, but excluding Hawaii, New Hampshire, Massachusetts, Connecticut, New York, Pennsylvania, New Jersey, Indiana, Illinois, Michigan, Wisconsin, Florida, Texas, Colorado, Arizona, California, and Oregon). NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, or Kansas City, Mo.

No. MC 125985 (Sub-No. 3), filed July 21, 1966. Applicant: AUTO DRIVE-AWAY COMPANY, a corporation, 343 South Dearborn Street, Chicago, Ill. 60604. Applicant's representative: Robert R. Herndon, 4000 Massachusetts Avenue NW., Washington, D.C. 20016. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passenger automobiles and trucks (¾ ton or less), with baggage, sporting equipment, and personal effects*, in secondary movements in driveway service, between points in Ohio, on the one hand, and, on the other, points in the United States (including Alaska, but excluding Hawaii, New Hampshire, Massachusetts, Connecticut, New York, Pennsylvania, New Jersey, Indiana, Illinois, Michigan, Wisconsin, Florida, Texas, Colorado, Arizona, California, and Oregon). NOTE: If a hearing is deemed necessary, applicant requests it be held at Cleveland or Cincinnati, Ohio.

No. MC 126055 (Sub-No. 2), filed July 19, 1966. Applicant: JOHN W. GROEN, doing business as JACK'S TRUCKING SERVICE, Lennox, S. Dak. 57039. Applicant's representative: R. W. Wigton, 710 Badgerow Building, Sioux City, Iowa 51101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Animal and poultry feed* (except in bulk, in tank vehicles), from Lennox, S. Dak., to

(a) points in North Dakota, (b) points in that part of Iowa, bounded on the south by Iowa Highway 175 commencing at a point on the Iowa-Nebraska State line near Onawa, Iowa, thence east along Iowa Highway 175 to junction Iowa Highways 175 and 37, thence east along Iowa Highway 37 to Soldier, Iowa, thence northeasterly along Iowa Highway 183 to Ute, Iowa, thence easterly along Iowa Highway 141 to Denison, Iowa, thence east along U.S. Highway 30 to Ames, Iowa; on the east by U.S. Highway 69 running north from Ames, Iowa, to the Iowa-Minnesota State line; on the north by the Iowa-Minnesota State line and on the west by the Iowa-South Dakota and Iowa-Nebraska State lines, including points on such designated highways, and (c) points in that part of Minnesota bounded on the north and east by U.S. Highway 10 and then east and southeast along U.S. Highway 10 to junction U.S. Highways 10 and 65 at Minneapolis, Minn., thence south along U.S. Highway 65 to Albert Lea, Minn., thence south along U.S. Highway 69 to the Minnesota-Iowa State line; on the south by the Iowa-Minnesota State line and on the west by the Minnesota-North Dakota and Minnesota-South Dakota State lines, and from Sioux City, Iowa, to Lennox, S. Dak., and (2) *animal and poultry feed ingredients* (except in bulk, in tank vehicles), from points in Iowa, Minnesota, and Nebraska, to Lennox, S. Dak. NOTE: If a hearing is deemed necessary, applicant requests it be held at Sioux City, Iowa, or Sioux Falls, S. Dak.

No. MC 126305 (Sub-No. 10), filed August 3, 1966. Applicant: BOYD BROTHERS TRANSPORTATION CO., INC., Route 1, Clayton, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from points in the New York, N.Y., commercial zone, as defined by the Commission, to points in Alabama. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 126305 (Sub-No. 11), filed August 3, 1966. Applicant: BOYD BROTHERS TRANSPORTATION CO., INC., Route 1, Clayton, Ala. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Foodstuffs*, from points in Delaware, to points in Alabama. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Washington, D.C.

No. MC 126422 (Sub-No. 3), filed July 29, 1966. Applicant: QUALITY TRANSPORT, INC., Post Office Box 26174, New Orleans, La. 70126. Applicant's representative: Harold R. Ainsworth, 2307 American Bank Building, New Orleans, La. 70130. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Cement*, in bags, from points in Louisiana, to points in Mississippi. NOTE: If a hearing is deemed necessary, applicant requests it be held at New Orleans or Baton Rouge, La.

No. MC 126514 (Sub-No. 5), filed July 21, 1966. Applicant: HELEN H. SCHAEFFER AND EDWARD P. SCHAEFFER, a partnership, Post Office Box 392, Phoenix, Ariz. Applicant's representative: George A. Olsen, 69 Tonelle Avenue, Jersey City, N.J. 07306. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Greeting cards, envelopes, sample albums, wrappings, related trappings*, from New York, N.Y., to Pittsburgh, Pa., Detroit, Mich., Indianapolis, Ind., Minneapolis, Minn., St. Louis, Mo., Kansas City, Mo., Dallas, Tex., Atlanta, Ga., Portland, Oreg., and Seattle, Wash. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or New York, N.Y.

No. MC 126745 (Sub-No. 18), filed July 18, 1966. Applicant: SOUTHERN COURTIERS, INC., 222-17 Northern Boulevard, Bayside, N.Y. 11361. Applicant's representative: Ewell H. Muse, Jr., Suite 415, Perry Brooks Building, Austin, Tex. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Business papers, records, audit and accounting media* (excluding plant removals), between Memphis, Tenn., on the one hand, and, on the other, points in Mississippi, on and north of U.S. Highway 80, points in Arkansas, and points in Missouri, on and south of Missouri Highway 84, (2) *lithographed and/or printed unused personalized checks and related unused miscellaneous bank documents*, (a) between Nashville, Tenn., on the one hand, and, on the other, points in Alabama, on and north of U.S. Highway 80, and (b) between Memphis, Tenn., on the one hand, and, on the other, points in Mississippi, on and north of U.S. Highway 80, points in Arkansas, and points in Missouri, on and south of Missouri Highway 84, and (3) *radiopharmaceuticals, radioactive drugs, and medical isotopes*, between Atlanta, Ga., on the one hand, and, on the other, points in Alabama and Tennessee. NOTE: Applicant holds contract carrier authority in MC 123304 Sub 1, therefore dual operations may be involved. Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Memphis, Tenn., or Atlanta, Ga.

No. MC 126822 (Sub-No. 9) (Amendment), filed July 21, 1966, published FEDERAL REGISTER issue of August 11, 1966, amended August 12, 1966, and republished as amended, this issue. Applicant: PASSAIC GRAIN & WHOLESALE CO., INC., Post Office Box 23, Passaic, Mo. Applicant's representative: Carl V. Kretsinger, 450 Professional Building, Kansas City, Mo. 64106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Animal hides and pelts*, green, salted, processed, or nonprocessed, and *nonprocessed wool*, in grease, between points in the United States (except points in Alaska and Hawaii). NOTE: Applicant states it holds authority to transport hides between Butler, Mo., on the one hand, and, on the other, points

in the United States (except Alaska and Hawaii). The purpose of this republication is to amend the commodity description. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 126958 (Sub-No. 4), filed July 21, 1966. Applicant: G. ADRIAN TRANSPORTS, INC., Post Office Box 2231, Davenport, Iowa. Applicant's representative: Edward G. Bazelon, 39 S. La Salle Street, Chicago, Ill. 60603. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia, nitrogen, fertilizer solutions, and ammonium nitrate*, from the site of the plants of Hawkeye Chemical Co. located approximately 4 miles southwest of Clinton, Iowa, to points in Illinois, Indiana, Minnesota, Missouri, Wisconsin, Nebraska, and South Dakota. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 127141 (Sub-No. 3), filed July 21, 1966. Applicant: ERNEST FALEN, Route 6, Caldwell, Idaho. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Canned or preserved food-stuffs* other than coldpack or frozen, also, *beer, ale and wine*, from points in California, to La Grande, Oreg., and Walla Walla, Wash. NOTE: If a hearing is deemed necessary, applicant requests it be held at Boise, Idaho.

No. MC 127170 (Sub-No. 3), filed July 21, 1966. Applicant: MYRLD. C. CROWE, doing business as TRUCK RENTAL COMPANY, Route 1, Argyle, Iowa. Applicant's representative: Thomas F. Kilroy, Suite 913, Colorado Building, 1341 G Street NW., Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia*, from Sugar Creek, Mo., to points in Arkansas, Iowa, Kansas, Missouri, Nebraska, and Oklahoma. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo.

No. MC 127340 (Sub-No. 2), filed July 20, 1966. Applicant: THOMAS C. BOWEN, doing business as BOWEN TRUCKING SERVICE, 1905 Main Street, Sturgis, S. Dak. 57785. Applicant's representative: E. V. Morrill, 1113 Sherman Street, Post Office Box 580, Sturgis, S. Dak. 57785. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Posts, poles, piling, and lumber*, from Whitewood, S. Dak., to points in North Dakota, that portion of Montana, east of U.S. Highway 191, Nebraska, that portion of Iowa lying west of U.S. Highway 65 and north of U.S. Highway 6 and that portion of Minnesota, lying west of U.S. Highway 71, under contract with Whitewood Post & Poles, Whitewood, S. Dak. NOTE: If a hearing is deemed necessary, applicant requests it be held at Sturgis or Rapid City, S. Dak.

No. MC 127505 (Sub-No. 7), filed July 20, 1966. Applicant: RALPH H. BOELK, doing business as R. H. BOELK TRUCK LINES, 1201 14th Avenue, Mendota, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irreg-

ular routes, transporting: *Iron and steel and iron and steel articles*, from Chicago, Chicago Heights, Joliet, and Waukegan, Ill., and points in Lake and Porter Counties, Ind., to points in Illinois, Indiana, Ohio, Kentucky, Michigan, Wisconsin, Iowa, Missouri, Minnesota, North Dakota, South Dakota, Kansas, and Nebraska. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill.

No. MC 127557 (Sub-No. 4), filed July 20, 1966. Applicant: COMMERCIAL TRANSPORTATION, INC., 856 Warner Street SW., Atlanta, Ga. 30310. Applicant's representative: Virgil H. Smith, 431 Title Building, 30 Pryor Street SW., Atlanta, Ga. 30303. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Malt beverages*, in cans, bottles, or kegs, from Cincinnati, Ohio, to points in Georgia. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Atlanta, Ga.

No. MC 127571 (Sub-No. 1), filed July 21, 1966. Applicant: GARY C. BULMAN, doing business as BULMAN TRUCKING SERVICE, 710 Fifth Street NW., Waukon, Iowa. Applicant's representative: Lynn W. Morrow, 23 Allamakee Street, Waukon, Iowa 52172. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Butter*, from Waukon, Iowa, to points in Cook County, Ill., under contract with Waukon Farmers Cooperative Creamery. NOTE: If a hearing is deemed necessary, applicant requests it be held at Waukon, or Des Moines, Iowa.

No. MC 127777 (Sub-No. 8), filed July 21, 1966. Applicant: MOBILE HOME EXPRESS, INC., 18503 South Torrence Avenue, Post Office Box 253, Oak Glen Station, Lansing, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mobile homes*, in the initial movements by towaway or truckaway method, from Elkhart, Ind., to points in Illinois and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Fort Wayne, Ind.

No. MC 127777 (Sub-No. 9), filed July 21, 1966. Applicant: MOBILE HOME EXPRESS, INC., 18503 Torrence Avenue, Post Office Box 253, Oak Glen Station, Lansing, Ill. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Mobile homes*, in the initial movements by towaway or truckaway method, from Middlebury, Ind., to points in Illinois, Wisconsin, Ohio, Michigan, Kentucky, Pennsylvania, West Virginia, and Tennessee. NOTE: If a hearing is deemed necessary, applicant requests it be held at Chicago, Ill., or Fort Wayne, Ind.

No. MC 127800 (Sub-No. 1), filed July 28, 1966. Applicant: DONALD J. FRENCH, doing business as WEST COAST VAN AND STORAGE, 1026 Mason Street, Vacaville, Calif. Applicant's representative: C. R. Nickerson, 9 First Street, Room 728, San Francisco, Calif. 94105. Authority sought to op-

erate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used household goods*, as defined by the Interstate Commerce Commission in 17 M.C.C. 467, between points in Alameda, Contra Costa, Lake, Marin, Napa, Sacramento, San Francisco, San Joaquin, Solano, Sonoma, and Yolo Counties, Calif., restricted to traffic having a prior or subsequent out-of-state movement. NOTE: If a hearing is deemed necessary, applicant requests it be held at San Francisco, Calif., or Vacaville, Calif.

No. MC 127827 (Sub-No. 5), filed July 21, 1966. Applicant: G. C. COONER, JR., doing business as COONER TRUCK LINE, Box H, Calhoun City, Miss. Applicant's representative: Donald B. Morrison, Post Office Box 961, Jackson, Miss. 39205. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Furniture*, new, cartoned, and uncartoned, from Aberdeen, Miss., to points in Alabama, Arkansas, Delaware, Florida, Georgia, Illinois, Indiana, Iowa, Kansas, Kentucky, Louisiana, Maryland, Michigan, Minnesota, Mississippi, Missouri, Nebraska, New Jersey, New York, North Carolina, North Dakota, Ohio, Oklahoma, Pennsylvania, South Carolina, South Dakota, Tennessee, Texas, Virginia, West Virginia, and Wisconsin; and *rejected and damaged shipments*, on return; under a continuing contract with Mastercraft Chair Co., Inc., Aberdeen, Miss. NOTE: If a hearing is deemed necessary, applicant requests it be held at Jackson, Miss., or Memphis, Tenn.

No. MC 127877 (Sub-No. 3), filed July 21, 1966. Applicant: EWEN BROTHERS, INC., 440 Jerrie Lane, Billings, Mont. 59102. Applicant's representative: J. F. Meglen, 2822 Third Avenue North, Billings, Mont. 59102. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Roofing and allied products*, from Minneapolis and St. Paul, Minn., to points in Montana, and (2) *lumber and plywood*, from points in Missouri, Lake, and Flathead Counties, Mont., to points in Illinois, Iowa, Minnesota, Nebraska, North Dakota, South Dakota, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Billings, Mont.

No. MC 128020 (Sub-No. 1), filed July 20, 1966. Applicant: DON C. WHIPPLE, doing business as WHIPPLE MOTOR TRANSPORT, 434 Alderson Avenue, Billings, Mont. Applicant's representative: J. F. Meglen, 2822 Third Avenue North, Billings, Mont. 59101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Beer*, in cans and bottles, by cases and in kegs, from Salt Lake City, Utah, to Billings, Mont., under contract with Mustang Beverage Co., Billings, Mont. NOTE: If a hearing is deemed necessary, applicant requests it be held at Billings, Mont.

No. MC 128069 (Sub-No. 3), filed July 20, 1966. Applicant: KARL MARKUS, DBA MARKUS TRUCKING, 2001 20th Avenue South, Lethbridge, Alberta, Canada. Applicant's representative: J.

F. Meglen, 2822 Third Avenue North, Billings, Mont. 59101. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Farm machinery and parts*, between ports of entry on the international boundary line between the United States and Canada, at or near Sweetgrass, Mont., on the one hand, and, on the other, points in Montana, Colorado, Iowa, Texas, Oklahoma, Kansas, Nebraska, South Dakota, and Wyoming; restricted to shipments moving to or from points in Canada. NOTE: If a hearing is deemed necessary, applicant requests it be held at Helena, Mont.

No. MC 128170 (Sub-No. 1), filed July 14, 1966. Applicant: ALBEE TRUCKING COMPANY, INCORPORATED, Wolfeboro, N.H. Applicant's representative: Robert J. Gallagher, 111 State Street, Boston, Mass. 02109. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Brick*, from Exeter and Gonic, N.H., to points in Rhode Island, Massachusetts, and Connecticut. NOTE: Applicant is also authorized to conduct operations as a *common carrier* in certificate No. MC 4073 (Sub-No. 2); therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Concord, N.H., or Boston, Mass.

No. MC 128204 (Sub-No. 1), filed July 21, 1966. Applicant: RICHLAND HARDWOODS, INC., Post Office Box 134, Richland Center, Wis. Applicant's representative: Claude J. Jasper, 111 South Fairchild Street, Madison, Wis. 53703. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Concrete slab feeding floors and concrete beams* used in connection therewith, from Hollandale, Minn., to points in Indiana, Ohio, Michigan, Missouri, and Wisconsin. NOTE: If a hearing is deemed necessary, applicant requests it be held at Madison, Wis.

No. MC 128294 (Sub-No. 1), filed August 3, 1966. Applicant: NITEHAWK EXPRESS, INC., 2334 University Avenue, St. Paul, Minn. 55414. Applicant's representatives: Joseph J. Dudley, 1504 First National Bank Building, St. Paul, Minn. 55101, and Robert E. Swanson, 1211 South Sixth Street, Stillwater, Minn. 55082. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Canned vegetables and frozen foods in mixed truckloads*, from Glencoe and Minneapolis, Minn., to points in Montana, under contract with Green Giant Co., Le Sueur, Minn. NOTE: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at St. Paul or Minneapolis, Minn.

No. MC 128343 (Sub-No. 1), filed July 21, 1966. Applicant: C-LINE, INC., Tourtellot Hill Road, Chepachett, R.I. Applicant's representative: Ronald N. Cobert, 600 Madison Building, Washington, D.C. 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Electrical goods, appliances, equipment, parts, and related accessory items*

used in the manufacture and distribution thereof, from Pawtucket and Woonsocket, R.I., and Taunton, Mass., to points in Alabama, Connecticut, Delaware, Florida, Georgia, Illinois, Indiana, Kentucky, Maine, Maryland, Massachusetts, Michigan, Mississippi, New Hampshire, New Jersey, New York, North Carolina, Ohio, Pennsylvania, Rhode Island, South Carolina, Tennessee, Vermont, Virginia, West Virginia, Wisconsin, and the District of Columbia, (2) *materials, equipment, and supplies used in the manufacture of the commodities in (1) above*, from the destination States in (1) above to Pawtucket and Woonsocket, R.I. and Taunton, Mass.; and (3) *scrap metal*, from Pawtucket, R.I., to points in New York, New Jersey, and Pennsylvania, limited to a transportation service to be performed under a continuing contract or contracts with Carol Wire & Cable Corp., and its subsidiaries, Miller Electric Co., Crown Wire & Cable Corp., and Carlton Manufacturing Co. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Providence, R.I.

No. MC 128352 (Sub-No. 2), filed July 19, 1966. Applicant: RODNEY C. ALLDER AND JOHN L. WILSON, a partnership, doing business as A & W TRANSPORT, 407 West Maple Avenue, Sterling Park, Va. Applicant's representative: Charles E. Creager, Post Office Box 81, Winchester, Va. 22601. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Canned fruit juices*, from Round Hill, Va., to Baltimore, Md., and the District of Columbia, (2) *Sugar, frozen juices, concentrates, and containers*, from Baltimore, Md., to Round Hill, Va., and (3) *sugar, frozen juices, and concentrates*, from the District of Columbia, to Round Hill, Va., under contract with High High Food Products, Inc., Round Hill, Va. NOTE: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 128367 (Sub-No. 2), filed July 21, 1966. Applicant: ELMER O. ROSEMAN, JR., doing business as APPLIANCE DELIVERY, 4238 Bordeaux, St. Louis, Mo. 63129. Applicant's representative: Robert A. Cedarburg, 3239 Lemay Ferry Road, St. Louis, Mo. 63125. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Refrigerators, ranges, freezers, TVs, stereos, radios, air conditioners, and other similar and related home appliances*, from St. Louis, Mo., and points in St. Louis County, Mo., to Belleville, Edwardsville, Collinsville, Wood River, and Alton, Ill., and *rejected shipments*, on return, under contract with Arlington Distributing Co., Inc., St. Louis, Mo. NOTE: If a hearing is deemed necessary, applicant requests it be held at St. Louis, Mo., or East St. Louis, Ill.

No. MC 128406 (Sub-No. 1), filed July 19, 1966. Applicant: LAMBETH PLEASANT MARTIN, Route 1, Virgilina, Va. Applicant's representative: B. T. Henderson II, Post Office Box 309, Raleigh, N.C. 27602. Authority sought to operate as a *common carrier*, by motor

vehicle, over irregular routes, transporting: *Sand and gravel*, between points in North Carolina, and points in Virginia. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Raleigh, N.C.

No. MC 128416 (Sub-No. 1), filed July 20, 1966. Applicant: HARRY R. RAMSEY, East Sixth Street, Emporium, Pa. 15834. Applicant's representative: Edward M. Larkin, 901 Grant Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Kiln dried wood furniture stock and wood turnings*, between points in Cameron and Cambria Counties, Pa., on the one hand, and, on the other, Tell City, Perry County, Ind., points in Kent, Ottawa, Van Buren, and Allegan Counties, Mich., and points in North Carolina and Tennessee, under contract with Lewis & Hockenberry, Inc. and Lew-Hoc Wood Products, Inc. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa.

No. MC 128435 (Sub-No. 1), filed July 21, 1966. Applicant: FRANK RUMSEY AND BERNARD RUMSEY, a partnership, doing business as RUMSEY TRANSFER COMPANY, Post Office Box 767, Wheatland, Wyo. Applicant's representative: Robert S. Stauffer, 1510 East 20th Street, Cheyenne, Wyo. 82001. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Emergency electrical equipment permanently mounted on shipper owned trailer*, between points in Wyoming, Colorado, and that part of Nebraska lying on and west of U.S. Highway 83, under contract with R.E.A., Wheatland, Wyo. **NOTE:** Applicant holds common carrier authority in MC 38478 and Sub 1, therefore dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Cheyenne, Wyo., or Denver, Colo.

No. MC 128436, filed July 19, 1966. Applicant: THOMAS L. QUINN, Box 155, Brockway, Pa. Applicant's representative: Arthur J. Diskin, 302 Frick Building, Pittsburgh, Pa. 15219. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Coal*, from points in Jefferson County, Pa., to points in Chautauqua, Cattaraugus, Allegany, Steuben, Chemung, Erie, Wyoming, Niagara, Orleans, Genesee, and Monroe Counties, N.Y., under continuing contract with Minns Coal Co. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa., or Washington, D.C.

No. MC 128440 (Sub-No. 1), filed July 21, 1966. Applicant: COASTAL FURNITURE DELIVERY, INC., 4301 Columbia Pike, Arlington, Va. 22204. Applicant's representative: William J. Augello, Jr., 2 West 45th Street, New York, N.Y. 10036. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *New furniture*, uncrated or in mixed loads with crated furniture not exceeding 25 percent of the load, from Alexandria, Va.,

to points in Connecticut, Delaware, Massachusetts, Maryland, New Jersey, New York, Pennsylvania, Rhode Island, and Virginia, and the District of Columbia; restricted to shipments having a prior interstate movement in rail-piggyback service. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 128441 (Sub-No. 1), filed July 20, 1966. Applicant: RICHARD J. FRANKS, 6 Maple Street, Alliston, Ontario, Canada. Applicant's representative: Samuel Rosenthal, 530 Walbridge Building, Buffalo, N.Y. 14202. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Rough lumber*, (1) between the port of entry on the international boundary line between the United States and Canada located at Peace Bridge, Fort Erie, Ontario, Canada, and Buffalo, N.Y., and (2) between the ports of entry on the international boundary line between the United States and Canada located at Windsor and Sarnia, Ontario, Canada, and points in Michigan. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Buffalo, N.Y.

No. MC 128469 (Clarification), filed July 21, 1966, published FEDERAL REGISTER issue of August 11, 1966, amended and republished, this issue. Applicant: EULICE E. SHELLEY, doing business as A & A WAREHOUSE COMPANY, 168 West Hollywood Boulevard, Fort Walton Beach, Fla. Applicant's representative: Alan F. Wohlstetter, 1 Farragut Square South, Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Okaloosa County, Fla., restricted to shipments having a prior or subsequent movement beyond Okaloosa County in containers. **NOTE:** The purpose of this republication is to clarify the authority requested. If a hearing is deemed necessary, applicant requests it be held at Fort Walton Beach, Fla.

No. MC 128474 (Sub-No. 1), filed July 21, 1966. Applicant: MORE TRUCK LINES, a corporation, 10680 Douglas Road, Anaheim, Calif. 92805. Applicant's representative: R. Y. Schureman, 1010 Wilshire Boulevard, Los Angeles, Calif. 90017. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Roofing granules and roofing sand*, in bulk, from Corona and Oceanside, Calif., to the port of entry between the United States and Mexico, located at Calexico, Calif. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 128477, filed July 21, 1966. Applicant: FREDERICK TRANSPORT LIMITED, Merlin, Ontario, Canada. Applicant's representative: S. Harrison Kahn, Suite 733, Investment Building, Washington, D.C. 20005. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Agricultural machinery, agricultural implements, and parts thereof*, from Fort Dodge, Iowa, and

Manhattan, Kans., to the ports of entry on the international boundary line between the United States and Canada located at Detroit and Port Huron, Mich., and *return of rejected, refused, and defective agricultural machinery, agricultural implements, and parts thereof*, from the ports of entry named above, to Fort Dodge, Iowa, Manhattan, Kans., and Coldwater, Ohio, under a continuing contract with the New Idea Farm Equipment Co., Coldwater, Ohio, and (2) *farm machinery*, from Hicksville, Ohio, to ports of entry on the international boundary line between the United States and Canada located at Detroit and Port Huron, Mich., and *return of rejected, refused, and defective farm machinery*, from ports of entry named above, to Hicksville, Ohio, under a continuing contract with the National Ideal Co., Hicksville, Ohio. **NOTE:** Applicant states the transportation sought herein shall be restricted to foreign commerce only. Applicant is authorized to operate as a common carrier, in No. MC 116519, therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Detroit, Mich.

No. MC 128483, filed July 21, 1966. Applicant: FRED M. SULLIVAN, doing business as SULLIVAN'S WORLDWIDE MOVERS, 5105 East Highway 190, Killeen, Tex. Applicant's representative: Alan F. Wohlstetter, 1 Farragut Square South, Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods*, as defined by the Commission, between points in Bell, Travis, Coryell, McLennan, Falls, Lampasas, and Williamson Counties, Tex., restricted to shipments having a prior or subsequent movement beyond said points in containers, and further restricted to pickup and delivery service incidental to and in connection with packing, crating, and containerization, or unpacking, uncrating, and decontainerization of such shipments. **NOTE:** If a hearing is deemed necessary, applicant requests it be held at Killeen, Tex., Waco, Tex., or Austin, Tex.

No. MC 128487, filed July 21, 1966. Applicant: C & A TRANSPORT, INC., 4923 Old Midlothian Pike, Post Office Box 3811, Richmond, Va. 23225. Applicant's representative: John D. Clark, Post Office Box 608, Washington, D.C. 20044. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Groceries and malt liquor*, between Baltimore, Md., and Charlottesville, Va.; and (2) *malt liquor*, from Cumberland, Md., to Charlottesville, Va. **NOTE:** Common control may be involved. Applicant is also authorized to conduct operations as a contract carrier in permit No. MC 33597 and Sub 2; therefore, dual operations may be involved. If a hearing is deemed necessary, applicant requests it be held at Washington, D.C.

No. MC 128490, filed July 20, 1966. Applicant: GERALD C. SHELBY, doing business as SHELBY TRUCKING, Post Office Box 73, Deer Park, Wis. 54007. Applicant's representative: Robert E. Swanson, 1211 South Sixth Street,

Stillwater, Minn. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Ice cream and ice milk mix, packaging, paper cartons, and supplies, and products used by and distributed by and sold by Dairy Queen Outlets*, from Stillwater, St. Paul, and Minneapolis, Minn., to points in North Dakota, South Dakota, Montana, Minnesota, and Esterville, Iowa, under contract with Regal Services, Inc. Note: If a hearing is deemed necessary, applicant does not specify a location.

No. MC 128492, filed July 21, 1966. Applicant: HOWARD LADNER, doing business as CAL-AUTO TRANSPORTERS, 1815 Loganside Drive, Los Angeles, Calif. 90047. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *New and used trucks, buses, and automobiles*, in driveway and towaway operations, from points in California, Pennsylvania, Ohio, Michigan, Indiana, Illinois, Missouri, Iowa, Texas, Louisiana, Mississippi, Tennessee, Alabama, Georgia, Arkansas, and Florida, to points in the United States (excluding Hawaii and Alaska). Note: If a hearing is deemed necessary, applicant requests it be held at Los Angeles, Calif.

No. MC 128495, filed July 21, 1966. Applicant: AARID VAN LINES, INC., 1329-1337 South Hanover Street, Baltimore, Md. Applicant's representative: Samuel L. Silverman, 803 Tower Building, Baltimore Street and Guilford Avenue, Baltimore, Md. 21202. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Household goods and personal effects*, between Baltimore City, Md., and points in Baltimore, Harford, Cecil, Kent, Carroll, Howard, Montgomery, Prince Georges, and Anne Arundel Counties, Md. Note: Common control may be involved. If a hearing is deemed necessary, applicant requests it be held at Baltimore, Md., or Washington, D.C.

No. MC 128498, filed July 20, 1966. Applicant: ROBERT EMANUEL, doing business as EMANUEL'S EXPRESS, 5423 Upland Way, Philadelphia, Pa. 19131. Applicant's representative: Byron R. LaVan, 327 South 17th Street, Philadelphia, Pa. 19103. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Paper and paper products, printed and advertising matter, and aircraft parts*, between points in Pennsylvania, New York, Delaware, Maryland, New Jersey, and the District of Columbia. Note: If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 128500, filed August 2, 1966. Applicant: W. W. CARROLL, St. Matthews, S.C. 29135. Applicant's representatives: Lawrence M. Gressette, Jr., St. Matthews, S.C. 29135, and Wilmer A. Hill, 529 Transportation Building, Washington, D.C. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Horses (other than ordinary), grooms, mascots, equipment, and tack*, between points in Florida, Georgia, South Caro-

lina, North Carolina, Virginia, Maryland, Delaware, Pennsylvania, New Jersey, New York, Connecticut, Massachusetts, Rhode Island, Maine, Tennessee, Kentucky, Alabama, Mississippi, Louisiana, Ohio, Vermont, and New Hampshire, and the District of Columbia. Note: If a hearing is deemed necessary, applicant requests it be held at Columbia, S.C.

No. MC 128504, filed July 22, 1966. Applicant: JAMES M. BARNETT AND MRS. JAMES M. BARNETT, a partnership, doing business as BARNETT'S MOVING AND STORAGE, R.F.D. No. 4, Kosciusko, Miss. 39090. Applicant's representative: Alton Massey, Post Office Box 189, Morgan and Lindsey Building, Kosciusko, Miss. 39090. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Furniture (from manufacturer to purchaser), and related commodities*, in straight or mixed truckload shipments, between points in Mississippi, Louisiana, Arkansas, Alabama, Tennessee, Kentucky, Georgia, Texas, North Carolina, South Carolina, Indiana, Florida, and Illinois. Note: If a hearing is deemed necessary, applicant requests it be held at Jackson, Meridian, or Greenville, Miss.

No. MC 128506, filed July 21, 1966. Applicant: KLINE'S INC., 4100 Yale NE., Albuquerque, N. Mex. Applicant's representative: Allen Kline (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Wrecked, damaged, or disabled vehicles, and replacement vehicles*, between points in New Mexico, Colorado, Arizona, and Texas. Note: If a hearing is deemed necessary, applicant requests it be held at Albuquerque, N. Mex.

No. MC 128508, filed July 21, 1966. Applicant: JOSEPH GONZALEZ, doing business as J. G. DELIVERY SERVICE, 2268 Lafayette Avenue, New York, N.Y. 10472. Applicant's representative: Alfred V. Greco, 565 Fifth Avenue, New York, N.Y. 10017. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Manufactured religious articles, novelties, and costume jewelry, and supplies and materials used in the manufacture and sale thereof*, between Farmingdale, N.Y., and points in the New York, N.Y., commercial zone, on the one hand, and other points in New York, New Jersey, and Connecticut under contract with Guild Arts & Crafts, Inc., Farmingdale, Long Island, N.Y. Note: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 128510, filed July 21, 1966. Applicant: RAY L. STOTTS, Route No. 2, Zanesville, Ohio. Applicant's representative: David C. Stradley and Robert T. Fitzsimons, 50 West Broad Street, Columbus, Ohio 43215. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Scrap material*, between points in Ohio, Kentucky, West Virginia, Pennsylvania, Indiana, and Michigan under contract with The Harry L. Calig Co. Note: If a hearing is deemed necessary, appli-

cant requests it be held at Columbus, Ohio.

No. MC 128511, filed July 29, 1966. Applicant: MAX BOLTON, doing business as BOLTON TRUCKING CO., 395 Fountain Avenue, Brooklyn, N.Y. 11208. Applicant's representative: Morris Honig, 150 Broadway, New York, N.Y. 10038. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glass products*, such as windshields and other items of auto glass, from East Rutherford, N.J., to New York, N.Y., and points in Nassau County, N.Y. Note: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y., or Newark, N.J.

No. MC 128513, filed July 29, 1966. Applicant: DOMENICK A. ABRIOLA, doing business as ABRIOLA TRUCKING CO., Washington and Bem Streets, Riverside, N.J. Applicant's representative: V. Baker Smith, 2107 Fidelity-Philadelphia Trust Building, Philadelphia, Pa. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Snow fence, stockade fence, fence posts, and fence rails*, from Burlington City, N.J., to points in Pennsylvania, New York, Connecticut, Virginia, West Virginia, Maryland, and Delaware, and (2) *coils of wire*, from Philadelphia, Pa., to Burlington City, N.J., limited to a transportation service to be performed under a continuing contract or contracts with Lin-craft, Inc. Note: If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 128514, filed July 21, 1966. Applicant: C. D. HANNAH, Box 412, Terminal A, Toronto, Canada. Applicant's representative: Henry M. Wick, Jr., Esquire, 1515 Park Building, Pittsburgh, Pa. 15222. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Paper patterns, fashion publications, machinery, materials, equipment, fixtures, and supplies used in the production, distribution and sale of paper patterns*, between the ports of entry on the international boundary line between the United States and Canada, located at or near Buffalo and Lewiston, N.Y., on the one hand, and, on the other, Altoona, Pa., under contract with The Butterick Co., Inc. Note: If a hearing is deemed necessary, applicant requests it be held at Washington, D.C., or Pittsburgh, Pa.

No. MC 128515, filed July 21, 1966. Applicant: PAUL'S HAULING, LTD., 272 Oak Point, Winnipeg, Manitoba, Canada. Applicant's representative: Carl V. Kretsinger, 450 Professional Building, 1103 Grand Avenue, Kansas City, Mo. 64106. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Anhydrous ammonia, acids and chemicals, ammonium nitrate urea, phosphates fertilizer, fertilizer compounds, materials and ingredients, insecticides, herbicides, and pesticides*, from ports of entry on the international boundary line between Manitoba, Canada, and the United States, located in Minnesota and North

Dakota, to points in Arkansas, Colorado, Idaho, Illinois, Indiana, Iowa, Kansas, Minnesota, Missouri, Montana, New Mexico, Nebraska, North Dakota, Oklahoma, Oregon, South Dakota, Texas, Utah, Washington, Wisconsin, and Wyoming. NOTE: If a hearing is deemed necessary, applicant requests it be held at Minneapolis, Minn., or Bismarck, N. Dak.

No. MC 128516, filed July 26, 1966. Applicant: NORMAN D. WOLLENWEBER, 1417 Saratoga Drive, Bel Air, Md. 21014. Applicant's representative: Charles McD. Gillan, Jr., 315 Glen Rae Drive, Baltimore, Md. 21228. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Automotive parts and accessories; agricultural and garden implements and supplies; home appliances and furnishings; sporting goods; and general merchandise*, under contract with Western Auto Supply Co., between Baltimore, Md., and points within the Baltimore commercial zone, on the one hand, and, on the other, Washington, D.C., and points within the Washington, D.C., commercial zone. NOTE: If a hearing is deemed necessary, applicant requests it be held at Baltimore, Md., or Washington, D.C.

No. MC 128517, filed July 21, 1966. Applicant: STANLEY WISHNIA AND SEYMOUR MILLER, a partnership, doing business as MINUTE SERVICE CO., 838 Ninth Avenue, New York, N.Y. 10019. Applicant's representative: Ralph Rosenthal, 160 Broadway, New York, N.Y. 10038. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Photocopy equipment, machines, paper, and supplies*, from Teaneck, N.J., to New York, N.Y., under contract with 3M Business Products Sales, Inc. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 128519, filed July 21, 1966. Applicant: TRAN-WAY TRANSPORTATION CO., doing business as A-AMERICAN AUTO DELIVERY, a corporation, 4309 North 16th Street, Phoenix, Ariz. 85016. Applicant's representative: Pete H. Dawson, 4453 East Piccadilly Road, Phoenix, Ariz. 85018. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Used passenger automobiles, in secondary movements, in driveway service*, between points in Phoenix, Ariz., including points in the Phoenix commercial zone, as defined by the Commission, on the one hand, and, on the other, points in the United States (excluding Alaska and Hawaii). NOTE: If a hearing is deemed necessary, applicant requests it be held at Phoenix, Ariz.

MOTOR CARRIERS OF PASSENGERS

No. MC 3647 (Sub-No. 389), filed July 21, 1966. Applicant: PUBLIC SERVICE COORDINATED TRANSPORT, 180 Boyden Avenue, Maplewood, N.J. 07040. Applicant's representative: Richard Fryling (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and*

their baggage in the same vehicle with passengers, in special operations, in round-trip sightseeing and pleasure tours, beginning and ending at points in Morris County, N.J., and extending to points in Connecticut, Delaware, Maine, Maryland, Massachusetts, New Hampshire, New York, North Carolina, Pennsylvania, Rhode Island, Tennessee, Vermont, Virginia, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Newark, N.J.

No. MC 13027 (Sub-No. 23), filed July 21, 1966. Applicant: SHORT WAY LINES, INC., 49 North Erie Street, Toledo, Ohio 43624. Applicant's representative: Donald W. Smith, Suite 511, Fidelity Building, Indianapolis, Ind. 46204. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers, and their baggage, express, newspapers, and mail* in the same vehicle with passengers, and charter operations, (1) between Ypsilanti State Hospital, Mich., and junction Wayne Road and Interstate Highway 94; from Ypsilanti State Hospital over Willis Road to Sumpter Road, thence over Sumpter Road to Huron River Drive in Belleville, Mich., thence over Huron River Drive to Goddard Road, thence over Goddard Road to Wayne Road in Romulus, Mich., thence over Wayne Road to junction Interstate Highway 94, and (2) between junction Merriman Road and Interstate Highway 94 and Detroit, Mich., over Interstate Highway 94 and Michigan Avenue and various city streets to bus depot in Detroit, Mich., and return over the same routes, serving the intermediate points of Romulus, Belleville, and Willis, Mich., and all other intermediate points in (1) and (2) above, restricted to no passengers will be carried whose entire ride is between Detroit, Mich., and the junction of Interstate Highway 94 and Wayne Road, Mich., or points intermediate thereto. NOTE: If a hearing is deemed necessary, applicant requests it be held at Lansing or Detroit, Mich., or Toledo, Ohio.

No. MC 22589 (Sub-No. 12), filed July 21, 1966. Applicant: CAMPUS TRAVEL, INC., doing business as CAMPUS COACH LINES, 545 Fifth Avenue, New York, N.Y. 10017. Applicant's representative: Robert E. Goldstein, 8 West 40th Street, New York, N.Y. 10018. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage* in the same vehicle with passengers, between Denville, N.J., and Oak Grove, Pa.: From Denville, over Interstate Highway 80 to junction U.S. Highway 209 at Delaware Water Gap, Pa., thence over U.S. Highway 209 to Oak Grove, and return over the same route, serving no intermediate points, as an alternate route for operating convenience only, in connection with applicant's regular route operations between New York, N.Y., and Oak Grove, Pa. NOTE: If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 22589 (Sub-No. 13), filed July 21, 1966. Applicant: CAMPUS TRAVEL, INC., doing business as CAMPUS COACH LINES, 545 Fifth Avenue, New York, N.Y. 10017. Applicant's representative: Robert E. Goldstein, 8 West 40th Street, New York, N.Y. 10018. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, and newspapers, and express* in the same vehicle with passengers, (1) between New York, N.Y., and Oak Grove, Pa.: From New York, via the Holland Tunnel and over U.S. Highway 1 to Newark, N.J., thence over city streets and connecting highways via East Orange and Orange, N.J., to West Orange, N.J., thence over New Jersey Highway 10 to junction Morris County Highway 72, thence over Morris County Highway 72 to Dover, N.J., thence over New Jersey Highway 6A via Sparta and Lafayette, N.J., to junction U.S. Highway 206 (near Straders, N.J.), thence over U.S. Highway 206 via Culvers, N.J., to junction unnumbered highway (southeast of Layton, N.J.), thence over unnumbered highway via Layton to Dingman's Ferry, Pa., thence over U.S. Highway 209 via Bushkill, Pa., to Oak Grove; (2) between Bushkill, Pa., and Tamiment, Pa.: From Bushkill, over unnumbered highway via Forest Park to Tamiment; (3) between Lake Hopatcong, N.J., and junction New Jersey Highway 6A and unnumbered highway approximately 1 mile south of Hurdtown, N.J., over unnumbered highway; and (4) between Flatbrookville, N.J., and junction U.S. Highway 209 and unnumbered highway approximately 1 mile northeast of Bushkill, Pa., over unnumbered highway; and return over the same routes. Restriction: Service is authorized to and from (a) during the season extending from May 1 to September 30, inclusive, Lake Hopatcong, Flatbrookville, and all intermediate points on the routes between New York, N.Y., and Oak Grove, Pa., and between Bushkill, Pa., and Tamiment, Pa., except that no service shall be rendered between New York, N.Y., on the one hand, and, on the other, Livingston, N.J., and points between Livingston, N.J., and New York, N.Y.; and (b) during the season extending from October 1 to April 30 inclusive, all intermediate points on the routes between New York, N.Y., and Oak Grove, Pa., and between Bushkill, Pa., and Tamiment, Pa., except those between Sparta, N.J., and New York, N.Y. NOTE: The purpose of this application is to substitute the phrase, in section (b) of the restriction, "except those between Sparta, N.J., and New York, N.Y." for the phrase "except those between Dingman's Ferry, Pa., and New York, N.Y." If a hearing is deemed necessary, applicant requests it be held at New York, N.Y.

No. MC 46614 (Sub-No. 10), filed July 21, 1966. Applicant: BLUE AND WHITE LINE, INC., 516 West Plank Road, Altoona, Pa. Applicant's representative: Morris J. Levin, 1632 K Street NW., Washington, D.C. 20006. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes,

transporting: *Passengers and their baggage*, in the same vehicle, in charter operations, beginning and ending at points in Allegany County, Md., and Blair, Cambria, Bedford, Fulton, Huntingdon, Franklin, Perry, Juniata, and Mifflin Counties, Pa., and extending to points in the United States, including Alaska, but excluding Hawaii. NOTE: Applicant holds authority to conduct charter operations from limited points within the proposed origin territory to eight States and the District of Columbia in MC 46614, Sub. 6, and also has incidental charter authority from points on its regular routes in MC 46614. If a hearing is deemed necessary, applicant requests it be held at Altoona or Harrisburg, Pa.

No. MC 110828 (Sub-No. 4), filed July 21, 1966. Applicant: RITCHEY TRANSPORTATION COMPANY, a corporation, Rural Delivery No. 2, New Bethlehem, Pa. Applicant's representative: John A. Vuono, 1515 Park Building, Pittsburgh, Pa. 15222. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, and express and newspapers in the same vehicle with passengers* between Kittanning and Pittsburgh, Pa., from Kittanning, over Pennsylvania Highway 66 to junction Pennsylvania Highway 56 at or near Leechburg, Pa., thence over Pennsylvania Highway 56 to junction Pennsylvania Highway 28, thence over Pennsylvania Highway 28 to Pittsburgh, and return over the same route, serving all intermediate points. NOTE: If a hearing is deemed necessary, applicant requests it be held at Pittsburgh, Pa.

No. MC 120837 (Sub-No. 3), filed July 20, 1966. Applicant: BARTON LYMAN, doing business as LYMAN TRUCK LINE, Post Office Box 377, Blanding, Utah. Applicant's representative: William S. Richards, 1610 Walker Bank Building, Salt Lake City, Utah 84111. Authority sought to operate as a *common carrier*, by motor vehicle, transporting: Over irregular routes, (1) *Passengers and their baggage*, between points in that area in San Juan County, Utah, located on and south of U.S. Highway 160, between Monticello, Utah, and the Utah-Colorado State line, and located on the east of Utah Highway 47, said area being bounded on the south by the Utah-Arizona State line, on the east by the Utah-Colorado State line, on the north by U.S. Highway 160, and on the west by Utah Highway 47, and (2) *Passengers and their baggage*, between Blanding, Utah, on the one hand, and, on the other, those points in San Juan County, Utah, west of Utah Highway 47 (east of the Colorado River and south of a line running due west from Monticello, Utah), and over regular routes, *Passengers and their baggage*, (a) between the Utah-Arizona State line and junction Arizona Highway 64 and U.S. Highway 89; from the Utah-Arizona State line over Arizona Highway 464 to junction Arizona Highway 64, thence over Arizona Highway 64 to junction U.S. Highway 89, and return over the same route, serving all intermediate points, (b) between Monti-

cello, Utah and the Utah-Arizona State line, over Utah Highway 47, serving all intermediate points, and (c) between Blanding and Natural Bridge National Monument, Utah, over Utah Highway 95, with service to be an on-call service only. NOTE: Applicant holds common carrier authority in MC 120836, Subs 1 and 2 (BOR 99 and 100) as a property operator. If a hearing is deemed necessary, applicant requests it be held at Salt Lake City, Utah, or Phoenix, Ariz.

No. MC 128402 (Sub-No. 1), filed July 18, 1966. Applicant: MORRIS WALDORF, doing business as LIBERTY CAB CO., Philadelphia International Airport, Philadelphia, Pa. Applicant's representative: V. Baker Smith, 2107 Fidelity-Philadelphia Trust Building, Philadelphia, Pa. 19109. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage*, in the same vehicle with passengers, between King of Prussia, Pa., and New York, N.Y., from King of Prussia over the Pennsylvania Turnpike to Fort Washington exit, thence over U.S. Highway 309 to Fort Washington, thence return over U.S. Highway 309 to the Pennsylvania Turnpike, thence over the Pennsylvania Turnpike to the Willow Grove exit, thence over U.S. Highway 611 to Willow Grove, thence return over U.S. Highway 611 to Pennsylvania Turnpike, thence over the Pennsylvania Turnpike to the New Jersey Turnpike, thence over the New Jersey Turnpike to (1) Exit 16, thence via the Lincoln Tunnel to New York, or to (2) Exit 13, thence over Goethaas Bridge to New York, and return over the same routes, serving the intermediate points of Fort Washington, and Willow Grove, Pa. NOTE: If a hearing is deemed necessary, applicant requests it be held at Philadelphia, Pa.

No. MC 128456, filed July 20, 1966. Applicant: PLEASURE CRAFT TOURS, INC., The Jefferson Hotel, Richmond, Va. 23211. Applicant's representative: S. Harrison Kahn, Suite 733, Investment Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* in the same vehicle with passengers, in special operations, between Richmond, Va., on the one hand, and, on the other, racetracks located at Timonium, Baltimore, Marlboro, Laurel, Hagerstown, Rosecroft, and Bowie, Md., and Charles Town, W. Va. NOTE: If a hearing is deemed necessary, applicant requests it be held at Richmond, Va.

No. MC 128499, filed August 2, 1966. Applicant: MAIERHOFER BROS., INC., 8253 North Lincoln Avenue, Skokie, Ill. 60076. Applicant's representative: Wallace L. Schubert, 503 Southern Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage* in special and charter operations, beginning and ending at points in the Chicago, Ill., commercial zone, and extending to points in Wisconsin, Minnesota, Iowa, Indiana, Michigan, Kentucky,

Illinois, Missouri, Ohio, Pennsylvania, Maryland, West Virginia, Virginia, and the District of Columbia. NOTE: If a hearing is deemed necessary, applicant requests it be held at Skokie or Chicago, Ill.

No. MC 128505, filed July 21, 1966. Applicant: IVAN HAROLD FOWLER, doing business as FOWLER COACH LINES, Box 771, Bancroft, Ontario, Canada. Applicant's representative: S. Harrison Kahn, Suite 733, Investment Building, Washington, D.C. 20005. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Passengers and their baggage*, in round-trip charter operations, from ports of entry on the international boundary line between the United States and Canada, to points in the United States (except Alaska and Hawaii); restricted to movements beginning and ending in Canada. NOTE: If a hearing is deemed necessary, applicant requests it be held at Buffalo, N.Y.

APPLICATIONS FOR BROKERAGE LICENSES

No. MC 12667 (Sub-No. 1), filed July 20, 1966. Applicant: DOROTHY M. KNOLL, 9725 Frankstown Road, Pittsburgh, Pa. 15235. Applicant's representative: Silvestri Silvestri, 409 Plaza Building, Pittsburgh, Pa. 15219. For a license (BMC 5) to engage in operations as a *broker*, at Pittsburgh, Pa., in arranging for the transportation, by common carrier and also by joint arrangements between motor, rail, air, and water carriers, of passengers and groups of passengers and their baggage, in the same vehicle with the passengers, in round-trip, special or charter service, and round-trip sightseeing tours beginning and extending and ending at any point in the United States, including Alaska and Hawaii. NOTE: Applicant states that, upon the granting of the instant application, it will apply for a revocation of the present rights granted at No. MC 12667.

No. MC 130010, filed July 20, 1966. Applicant: BEREAS TOURS, INC., 36 South Rocky River Drive, Berea, Ohio. Applicant's representative: S. Harrison Kahn, Suite 733 Investment Building, Washington, D.C. For a license (BMC 5) to engage in operations as a *broker* at Berea, Ohio, in arranging for transportation by motor vehicle in interstate or foreign commerce of *Passengers and their baggage*, for individuals as well as groups, both in special and charter operations, between points in the United States, including Alaska but excluding Hawaii.

No. MC 130012, filed July 21, 1966. Applicant: WORLD TRAVEL SERVICE, INC., 2209 Main Street, Hartford, Conn. 06120. For a license (BMC 5) to engage in operations as a *broker* at Hartford, Conn., in arranging for transportation by motor vehicle in interstate or foreign commerce of *Passengers and their baggage*, in special and charter operations, beginning and ending at points in Hartford County, Conn., and extending to points in the United States, including Alaska and Hawaii.

No. MC 130013, filed July 18, 1966. Applicant: ARTHUR J. FRITZ & CO., INC., 244 Jackson Street, San Francisco, Calif. For a license (BMC 4) to engage in operations as a *broker* at San Francisco, Calif., in arranging transportation by motor vehicle in interstate or foreign commerce of *General commodities*, between points in the United States (except Alaska and Hawaii).

APPLICATION FOR WATER CARRIER

No. W-1036 (Sub-No. 15) (Terminal Steamship Co., Inc., Extension—Port Everglades), filed August 12, 1966. Applicant: TERMINAL STEAMSHIP COMPANY, INC., 2000 Southwest Fifth Avenue, Portland, Oreg. 97201. Applicant's representative: Borden F. Beck, Jr., Selling Building, Portland 5, Oreg. Application of Terminal Steamship Co., Inc., filed August 12, 1966, for a revised certificate authorizing extension of its operations to include operation as a contract carrier by water in interstate or foreign commerce, of lumber and lumber products in lots of 500,000 board feet or more for not more than three shippers on any one voyage from ports and points on the Pacific Coast of the United States to Port Everglades, Fla., via the Panama Canal.

APPLICATIONS IN WHICH HANDLING WITHOUT ORAL HEARING HAS BEEN REQUESTED

No. MC 636 (Sub-No. 2), filed July 21, 1966. Applicant: FRANK A. CLENDINING, SR. AND FRANK A. CLENDINING, JR., a partnership, doing business as CLENDINING EXPRESS, 101 North Linden Avenue, Lindenwold, N.J. 08021. Applicant's representative: James H. Sweeney, 902 Spruce Avenue, Oaklyn, N.J. 08107. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *General commodities* (except those of unusual value, classes A and B explosives, household goods as defined by the Commission, commodities in bulk, and commodities requiring special equipment), between Philadelphia, Pa., on the one hand, and, on the other, points in Burlington County, N.J., bounded by a line commencing in an easterly direction from the Camden-Burlington County line at New Jersey Highway 38 to the North Branch Pennsauken Creek, thence southeasterly along the North Branch Pennsauken Creek to an unnumbered highway (Moorestown-Evesboro Road), thence southeasterly along said unnumbered highway to Mount Laurel Township line, thence westerly along said township line to the Camden-Burlington County line, thence northerly along said county line to point of beginning.

No. MC 57435 (Sub-No. 10), filed July 20, 1966. Applicant: LOUISIANA, ARKANSAS & TEXAS TRANSPORTATION COMPANY, a corporation, 4601 Blanchard Road, Shreveport, La. 71107. Applicant's representative: R. W. Spachman, 114 West 11th Street, Kansas City, Mo. 64105. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities*, in service which is auxiliary to or supplemental of the rail

service of Louisiana & Arkansas Railway Co., between Baton Rouge, La., and the Riegel Paper Corp.; (1) from Baton Rouge northward over relocated U.S. Highway 61 to the plantsite of Riegel Paper Corp. located approximately 11 miles from Baton Rouge, and return over the same route, serving no intermediate points, and (2) from Baton Rouge northward over relocated U.S. Highway 61 to junction Louisiana Highway 64 (Mount Pleasant-Zachary Road) eastward over Louisiana Highway 64 approximately 2.5 miles to plantsite of Riegel Paper Corp., and return over the same route, serving no intermediate points. Note: Common control may be involved.

No. MC 114897 (Sub-No. 73), filed July 21, 1966. Applicant: WHITFIELD TANK LINES, INC., Post Office Drawer 9897, 300-316 North Clark Road, El Paso, Tex. 79989. Applicant's representative: J. P. Rose (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Liquid silicate of soda*, in bulk, in tank vehicles, from Dallas, Tex., to Albuquerque and Molybdenum, N. Mex.

No. MC 116763 (Sub-No. 109), filed August 8, 1966. Applicant: CARL SUBLER TRUCKING, INC., North West Street, Versailles, Ohio 45380. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Preserved and prepared foodstuffs*, from Archbold, Ohio, to points in Alabama, Delaware, Georgia, Maine, Maryland (except Baltimore, Md.), Virginia, on and north of U.S. Highway 460, West Virginia, Shreveport, La., and Scranton and Philadelphia, Pa., restricted to traffic originating at Archbold, Ohio, and destined to the territory described herein. Note: Applicant holds authority in MC 116763, Sub 55, from Archbold, Ohio, to points in Pennsylvania east of U.S. Highway 220 (except Philadelphia and Scranton, Pa.), and in MC 116763 Sub 40, to transport canned goods from Archbold, Ohio, to points in Maine on and south of Maine Highway 25, including Portland and Bangor, Maine.

No. MC 118336 (Sub-No. 2), filed July 21, 1966. Applicant: W. B. GIBSON, Grantsville, W. Va. 26147. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Pneumatic mattresses, life preservers, life rafts, and necessary equipment, and materials and supplies* used in the manufacture of the above commodities, between the plantsite of Rubber Fabricators, Inc., located at Grantsville, W. Va., on the one hand, and, on the other, points in Georgia, Tennessee, Virginia, Pennsylvania, New Jersey, New York, Connecticut, Rhode Island, and Massachusetts.

No. MC 119114 (Sub-No. 7), filed July 26, 1966. Applicant: HASKELL F. YOUNG, 1421 Chandler Drive, Charleston, W. Va. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Fresh pies, fresh pastries, and fresh baked goods, and empty containers or*

other incidental facilities used in transporting the above commodities in contractor's truck, from South Charleston and Bluefield, W. Va., London, Ky., and Elizabethton, Tenn., to Columbia, S.C., Jacksonville, Fla., and Hamilton, Ohio, under contract with Griffin Pie Co. of South Charleston, W. Va.

No. MC 128433 (Sub-No. 1), filed August 3, 1966. Applicant: JOHN G. FORESTER, doing business as FORESTER'S AUTO SERVICE, 2405 Taylor Street, Chattanooga, Tenn. 37406. Applicant's representative: Blaine Buchanan, 1024 James Building, Chattanooga, Tenn. 37402. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Towing, checking and spotting service for shipper-owned movable office-shop construction trailers, moving to or from job sites, together with tools, equipment, materials, and supplies moving therewith*, between points in Alabama, Arkansas, Florida, Georgia, Illinois, Indiana, Kentucky, Louisiana, Maryland, Mississippi, Missouri, North Carolina, Ohio, Oklahoma, Pennsylvania, South Carolina, Tennessee, Texas, Virginia, and West Virginia, under contract with Hudson Construction Co.

No. MC 126565 (Sub-No. 6), filed July 21, 1966. Applicant: RICHARD F. McCURDY, JR., doing business as J. M. TRUCKING CO., 7823 Fourth Place, Downey, Calif. Applicant's representative: Donald Murchison, Suite 211, 211 South Beverly Drive, Beverly Hills, Calif. 90212. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: (1) *Meat and bone scraps*, in bulk, in dump vehicles, from points in Maricopa, Pima, and Pinal Counties, Ariz., to points in Los Angeles, Orange, Riverside, San Bernardino, and San Diego Counties, Calif., (2) *expanded clay*, in bulk, in dump vehicles, from points in Ventura and San Bernardino Counties, Calif., to points in Yuma, Pinal, and Maricopa Counties, Ariz., and (3) *ore, metallic*, in bulk, in dump vehicles, (a) from points in Pinal County, Ariz., to points in Mojave County, Ariz., and (b) from points in Mojave, Pinal, Maricopa, Pima, and Yuma Counties, Ariz., to points in Calif.

MOTOR CARRIERS OF PASSENGERS

No. MC 1515 (Sub-No. 110), filed August 9, 1966. Applicant: GREYHOUND LINES, INC., 140 South Dearborn Street, Chicago, Ill. 60603. Applicant's representative: Robert J. Bernard (same address as applicant). Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, and express and newspapers*, in the same vehicle with passengers, between junction U.S. Highway 61 and Louisiana Highway 68 and St. Francisville, La.; from junction U.S. Highway 61 and Louisiana Highway 68 over Louisiana Highway 68 to junction Louisiana Highway 10, and thence over Louisiana Highway 10 to St. Francisville, and return over the same route, serving all intermediate points. Note: Common control may be involved.

No. MC 105154 (Sub-No. 6), filed April 25, 1966. Applicant: ROBERT G. WRIGHT, doing business as STAR VALLEY—JACKSON STAGES, 1945 Eagle Drive, Idaho Falls, Idaho. Applicant's representative: Dennis M. Olsen, 485 E Street, Idaho Falls, Idaho 83401. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers and their baggage, and express, mail and newspapers*, in the same vehicle with passengers, between Alpine, Wyo., and Teton Village, Wyo.: From Alpine over U.S. Highway 89 to Jackson, Wyo., thence over Wyoming Highway 22 to junction Wyoming Secondary Highway 2001, thence over Wyoming Secondary Highway 2001 to junction unnumbered highway, thence over unnumbered highway for approximately three tenths of a mile to Teton Village, and return over the same route, serving all intermediate points. NOTE: Applicant presently holds authority to operate between Idaho Falls, Idaho, and Afton, Wyo., with no seasonal restrictions, and between Alpine and Jackson, Wyo., in seasonal operations, extending from May 15 to September 15 of each year. Applicant proposes to tack the requested authority with its present authority, and also proposes to conduct operations with no seasonal restrictions.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-9200; Filed, Aug. 24, 1966;
8:45 a.m.]

[Notice 1401]

MOTOR CARRIER TRANSFER PROCEEDINGS

AUGUST 22, 1966.

Synopses of orders entered pursuant to section 212(b) of the Interstate Commerce Act, and rules and regulations prescribed thereunder (49 CFR Part 179), appear below:

As provided in the Commission's special rules of practice any interested person may file a petition seeking reconsideration of the following numbered proceedings within 20 days from the date of publication of this notice. Pursuant to section 17(8) of the Interstate Commerce Act, the filing of such a petition will postpone the effective date of the order in that proceeding pending its disposition. The matters relied upon by petitioners must be specified in their petitions with particularity.

No. MC-FC-68886. By order of August 17, 1966, the Transfer Board approved the transfer to J. F. Seibert, Shippensburg, Pa., of the operating rights of Andrew R. Pugh, Orrstown, Pa., in certificate No. MC-54326, issued August 22, 1955, authorizing the transportation, over regular routes, of fertilizer, during the season extending from the 1st day of September to the 31st day of October, and over irregular routes, of agricultural commodities, fresh fruits, and agricultural commodities, and fertilizer, from and to specified points in

Pennsylvania, Maryland, and the District of Columbia, varying with the commodities indicated. W. J. McCrea, Jr., 24 West King Street, Shippensburg, Pa. 17527, attorney for applicants.

No. MC-FC-68950. By order of August 17, 1966, the Transfer Board approved the transfer to Ray W. Ward, doing business as Ward Warehouse & Distribution Co., Murphysboro, Ill., of certificate in No. MC-36854, issued May 13, 1964, to Bost Truck Service, Inc., Murphysboro, Ill., authorizing the transportation of: Milk and cream and empty milk and cream containers, and general commodities, with the usual exceptions including household goods and commodities in bulk, from or between specified points in Illinois and St. Louis, Mo. Delmar O. Koebel, 107 West St. Louis Street, Lebanon, Ill., attorney for applicants.

No. MC-FC-68959. By order of August 17, 1966, the Transfer Board approved the transfer to Leonard C. George, doing business as A. D. George, Berwick, Pa., of a portion of the operating rights in certificate No. MC-74460, issued September 20, 1965, to Prantz Transfer, Inc., Wilkes-Barre, Pa., authorizing the transportation of: Household goods, between Wilkes-Barre, Pa., and points within 10 miles of Wilkes-Barre, on the one hand, and, on the other, points in New York, New Jersey, Connecticut, Indiana, Ohio, Maryland, Delaware, West Virginia, and the District of Columbia. James K. Peck, 912 Northeastern National Bank Building, Scranton, Pa. 18503, attorney for applicants.

No. MC-FC-68981. By order of August 17, 1966, the Transfer Board approved the transfer to Illing Coach Co., Sweet Home, Ark., of the operating rights in certificates Nos. MC-116404 and MC-116404 (Sub-No. 2), issued by the Commission December 27, 1957, and July 23, 1965, respectively, to Horace A. Illing, Sweet Home, Ark., authorizing the transportation, of: Passengers, and their baggage, and express and newspapers, in the same vehicle, between specified points in Tennessee and Arkansas. William S. Miller, Jr., 1015 Boyle Building, Little Rock, Ark. 72201, attorney for applicants.

No. MC-FC-68984. By order of August 18, 1966, the Transfer Board approved the transfer to Slinger Transfer Co., Inc., Menominee Falls, Wis., of the operating rights in certificate No. MC-80433, issued November 12, 1963, to H. T. Moland and Leslie Moland, a partnership, doing business as Cedarburg Truck Line, Cedarburg, Wis., and acquired by Leslie H. Moland, doing business as Cedarburg Truck Line, Menominee Falls, Wis., pursuant to approval and consummation in No. MC-FC-68706 on July 1, 1966, authorizing the transportation, over regular routes, of general commodities, except household goods, commodities in bulk, and other specified commodities, between Cedarburg, Wis., and Milwaukee, Wis. Claude J. Jasper, 111 South Fairchild Street, Madison, Wis. 53703, attorney for applicants.

No. MC-FC-68991. By order of August 16, 1966, the Transfer Board approved the transfer to Cape Cod Motor Coach Terminals, Inc., Hyannis, Mass., of License No. MC-12803 issued September 23, 1964, to George L. Sisson, Jr., doing business as Whale Tours Co., Fall River, Mass., authorizing brokerage operations in connection with the arrangement of transportation of passengers and their baggage between points in the United States (including Alaska and Hawaii), such brokerage services to be performed at Fall River, Mass. James T. Waldron, Fall River National Bank Building, Fall River, Mass. and Mary E. Kelley, 10 Tremont Street, Boston, Mass. 02108, attorneys for applicants.

No. MC-FC-68992. By order of August 17, 1966, the Transfer Board approved the transfer to W & W Express, Inc., Holland, Ohio, of that portion of operating rights evidenced by certificate of registration No. MC-3128 (Sub-No. 4), issued June 25, 1965, to Swanton Truck Lines, Inc., Holland, Ohio, which corresponds in scope to the grant of intrastate authority in certificates Nos. 1489-I and 4024-R, issued September 7, 1961, by the Public Utilities Commission of Ohio. Paul F. Beery, 100 East Broad Street, Columbus, Ohio 43215, attorney for applicants.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-9257; Filed, Aug. 24, 1966;
8:47 a.m.]

[Notice 240]

MOTOR CARRIER TEMPORARY AUTHORITY APPLICATIONS

AUGUST 22, 1966.

The following are notices of filing of applications for temporary authority under section 210a(a) of the Interstate Commerce Act provided for under the new rules in Ex Parte No. MC 67 (49 CFR Part 240) published in the FEDERAL REGISTER, issue of April 27, 1965, effective July 1, 1965. These rules provide that protests to the granting of an application must be filed with the field official named in the FEDERAL REGISTER publication, within 15 calendar days after the date notice of the filing of the application is published in the FEDERAL REGISTER. One copy of such protest must be served on the applicant, or its authorized representative, if any, and the protest must certify that such service has been made. The protest must be specific as to the service which such protestant can and will offer, and must consist of a signed original and six copies.

A copy of the application is on file, and can be examined, at the Office of the Secretary, Interstate Commerce Commission, Washington, D.C., and also in the field office to which protests are to be transmitted.

MOTOR CARRIERS OF PROPERTY

No. MC 703 (Sub-No. 15 TA), filed August 18, 1966. Applicant: HINCHCLIFF MOTOR SERVICE, INC., 3400

South Pulaski Road, Chicago, Ill. 60623. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, and except dangerous explosives, livestock, sand, stone, and coal, household goods as defined in *Practices of Motor Common Carriers of Household Goods*, 17 M.C.C. 467, commodities in bulk, commodities requiring special equipment, and those injurious to other lading) (1) between junction of Interstate Highway 69 and U.S. Highway 30 and junction Interstate Highway 69 and U.S. Highway 6: Over Interstate Highway 69 from its junction with U.S. Highway 30 northwest of Fort Wayne, Ind., to its junction with U.S. Highway 6 east of Sedan, Ind., (2) between junction of U.S. Highway 30 and Indiana Highway 37 in Fort Wayne, Ind., and junction of U.S. Highway 6 and Ohio Highway 2 near Bryan, Ohio, from junction U.S. Highway 30 and Indiana Highway 37 over Indiana Highway 37 to the Indiana-Ohio State line, thence over the same highway identified as Ohio Highway 2 to its junction with U.S. Highway 6. Restriction: No pickup or delivery service is authorized to or from any point on Interstate Highway 69, Indiana Highway 37, or Ohio Highway 2. The authority is granted for operating convenience only and solely for the purpose of avoiding an undesirable detour on U.S. Highway 6 which will be lifted after construction of a bridge across such highway near Brimfield, Ind., for 150 days. Supporting shipper: Applicant's own statement. Send protests to: Charles J. Kudelka, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 1086, U.S. Courthouse and Federal Office Building, 219 South Dearborn Street, Chicago, Ill. 60604.

No. MC 30605 (Sub-No. 139 TA), filed August 18, 1966. Applicant: THE SANTA FE TRAIL TRANSPORTATION COMPANY, 433 East Waterman, Post Office Box 56, Wichita, Kans. 67202. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *General commodities* (except those of unusual value, class A and B explosives, household goods as defined by the Commission, commodities in bulk, and those requiring special equipment), between Marietta, Okla., and Dallas, Tex., from Marietta over U.S. Highway 77 (Interstate 35) to Dallas, and return over the same route, serving no intermediate points, for 180 days. Supporting shippers: There are approximately 138 statements from supporting shippers, which may be examined here at the Interstate Commerce Commission in Washington, D.C. Send protests to: M. E. Taylor, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 906 Schweiter Building, Wichita, Kans. 67202.

No. MC 96324 (Sub-No. 10 TA), filed August 18, 1966. Applicant: GENERAL DELIVERY, INC., 1822 Morgantown Avenue, Post Office Box 1816, Fairmont,

W. Va. 26554. Applicant's representative: D. L. Bennett, 123 First National Bank Building, 2207 National Road, Wheeling, W. Va. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Glassware and accessory articles for glassware sets made of metal, paper, plastics, wood, or combinations thereof*, between points in Harrison and Marion Counties, W. Va., on the one hand, and, on the other, points in Pennsylvania, Ohio, Kentucky, Maryland, New Jersey, New York, and Virginia, for 180 days. Supporting shipper: Continental Can Co., Inc., 633 Third Avenue, New York, N.Y. 10017. Send protests to: J. A. Niggemyer, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 531 Hawley Building, Wheeling, W. Va.

No. MC 10875 (Sub-No. 27 TA), filed August 27, 1966. Applicant: BRANCH MOTOR EXPRESS COMPANY, 114 Fifth Avenue, New York, N.Y. 10011. Applicant's representative: G. G. Heller (same address as above). Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Aluminum scrap, ashes, borings, buffings, dross, grindings, sawings, skimmings, or turnings*, loose in truckloads, from Lancaster, Pa., to Rochester, N.Y., for 150 days. Supporting shipper: Aluminum Co. of America, Alcoa Building, Pittsburgh, Pa. 15219. Send protests to: Paul W. Assenza, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 346 Broadway, New York, N.Y. 10013.

No. MC 112796 (Sub-No. 5 TA), filed August 18, 1966. Applicant: ELMER G. BRAKE, doing business as BRAKE & COMPANY, 220 Wholesale Street, Clarksburg, W. Va. 26301. Applicant's representative: D. L. Bennett, 213 First National Bank Building, 2207 National Road, Wheeling, W. Va. 26003. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Accessory articles of glassware sets made of metal, paper, plastic, wood, or combinations thereof*, from Clarksburg, W. Va., to points in Illinois and Michigan, for 180 days. Supporting shipper: Continental Can Co., Inc., 633 Third Avenue, New York, N.Y. 10017. Send protests to: J. A. Niggemyer, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 531 Hawley Building, Wheeling, W. Va. 26003.

No. MC 113855 (Sub-No. 140 TA), filed August 18, 1966. Applicant: INTERNATIONAL TRANSPORT, INC., South Highway 52, Rochester, Minn. 55901. Applicant's representative: Van Osdal, Foss and Johnson, 502 First National Bank Building, Fargo, N. Dak. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular route, transporting: *Lumber and lumber products*, from Spearfish, to points in Nebraska, Wisconsin, Minnesota, Iowa, Illinois, and Indiana, for 180 days. Supporting shipper: Homestake Mining Co.,

Lumber and Timber Department, Spearfish, S. Dak. Send protests to: C. H. Bergquist, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 448 Federal Building and U.S. Courthouse, 110 South Fourth Street, Minneapolis, Minn. 55401.

No. MC 127524 (Sub-No. 2 TA), filed August 4, 1966. Applicant: QUADREL BROS. TRUCKING CO., INC., 1603 Hart Street, Rahway, N.J. 07065. Applicant's representative: Charles Trayford, 220 East 42d Street, New York, N.Y. 10017. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Polyethylene*, in bulk, in hopper-type trailers, from Flexi-Flo Terminal, N.Y., Central Railroad Co., North Bergen, N.J. to Darby, Pa. to shipments having a prior rail movement for 150 days. Supporting shipper: Koppers Co., Inc., Pittsburgh, Pa. 15219. Send protests to: Walter J. Grossmann, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 1060 Broad Street, Room 363, Newark, N.J. 07102.

No. MC 128370 (Sub-No. 1 TA), filed August 18, 1966. Applicant: TEXTILE MOTOR FREIGHT, INC., Post Office Box 7, Ellerbe, N.C. 28338. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: (1) *Heat processed citrus juice in hermetically sealed containers when moving with fresh citrus fruits in containers, and/or fresh fruit sections and salads in glass, except frozen citrus products*, from Plymouth, Fla., to points in Maine, New Hampshire, Vermont, Massachusetts, Connecticut, Rhode Island, New York, New Jersey, Pennsylvania, Delaware, District of Columbia, Maryland, Virginia, North Carolina, South Carolina, and Youngstown, Ohio. (2) *Fresh citrus fruits in containers, and fresh fruit sections and salads packed in glass, except frozen citrus products*, from Alachua, Bradford, Brevard, Broward, Charlotte, Citrus, Clay, Collier, Columbia, Dade, De Soto, Duval, Flagler, Gilchrist, Glades, Hardee, Hendry, Hernando, Highlands, Hillsborough, Indian River, Lake, Lee, Levy, Manatee, Marion, Okeechobee, Orange, Osceola, Palm Beach, Pasco, Pinellas, Polk, Putnam, Saint Johns, Saint Lucie, Sarasota, Seminole, Sumter, and Volusia Counties, Fla., to points in the destination States enumerated above. Restriction: The operations authorized herein are to be limited to a transportation service to be performed under a continuing contract, or contracts, with Seald-Sweet Sales, Inc. of Tampa, Fla., for 180 days. Supporting shipper: Seald-Sweet Sales, Inc. (subsidiary of Florida Citrus Exchange), 110 East Oak Avenue, Tampa, Fla., attention: Paul C. Sarrett, Traffic Manager. Send protests to: Jack K. Huff, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 206, 327 North Tryon Street, Charlotte, N.C. 28202.

No. MC 128473 (Sub-No. 1 TA), filed August 18, 1966. Applicant: MONTANA EXPRESS, INC., 2512 Third Avenue North, Billings, Mont. 59101. Appli-

cant's representative: Arnold A. Berger, Midland Bank Building, Billings, Mont. 59101. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes, transporting: *Meat and packinghouse products and those articles dealt in by packinghouses and food products*, between Billings, Mont., and points in Nevada, California, Oregon, Washington, Minnesota, Wisconsin, Illinois, Colorado, and Missouri, for 180 days. Supporting shipper: Midland Empire Packing Co., Inc., Post Office Box 1375, Billings, Mont. 59103. Send protests to: Paul J. Labane, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, U.S. Post Office Building, Billings, Mont. 59101.

No. MC 128525 TA, filed August 16, 1966, published FEDERAL REGISTER (Correction), in Notice 238, and republished this issue. Applicant: PLOOF TRANSFER COMPANY, INC., 1901 Hill Street, Jacksonville, Fla. Authority sought to operate as a *contract carrier*, by motor vehicle, over irregular routes, transporting: *Telephone equipment, materials, and supplies*, between Jacksonville, Fla., and points in Duval, Nassau, St. Johns, Baker, and Clay Counties, Fla., for 180 days. Supporting shipper: Western Electric Co., Inc., 3300 Lexington Road, Winston-Salem, N.C. Send protests to: District Supervisor, G. H. Fauss, Jr., Bureau of Operations and Compliance, Interstate Commerce Commission, Post Office Box 4969, Jacksonville, Fla. 32201. NOTE: The purpose of this republication is to correct the docket number assigned as set forth above, inadvertently shown as MC 128523 TA.

No. MC 128531 (TA), filed August 18, 1966. Applicant: GEORGES MOTOR EXPRESS, INC., 7501 West Madeira, Miramar, Fla. Applicant's representative: Raymond A. Cunningham, Suite 206 Trust Building, 545 McDonough Street, Decatur, Ga. Authority sought to operate as a *common carrier*, by motor vehicle, over irregular routes transporting: *Clothing and wearing apparel on hangers and clothing and wearing apparel and component parts thereof* in boxes when moving in the same vehicle with clothing and wearing apparel on hangers, between points in Florida, on the one hand, and, on the other, points in California, Texas, Colorado, Illinois, Ohio, Georgia, Massachusetts, New York, Pennsylvania, Maryland, Louisiana, and Washington, D.C., for 180 days. Supporting shippers: Southern-Aire Coast of Florida, Inc., 3667 Northwest 48th Terrace, Miami, Fla., StaPress, Inc., 4995 East 10th Avenue, Hialeah, Fla. 33013, Mr. Vito, 5096 East 10th Court, Hialeah, Fla. 33013, Bernardo, Inc., 2801 Northwest Third Avenue, Miami, Fla. 33127, The Field Shops, Inc., Post Office Box 461, International Airport Branch, Miami, Fla. 33148, Missy Miss of Miami, Inc., 3660-62 Northwest 49th Street, Miami, Fla., Michele of Miami, Inc., 3661-63 Northwest 48th Terrace, Miami 42, Fla. Send protests to: Joseph B. Teichert, District

Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, Room 1621, 51 Southwest First Avenue, Miami, Fla. 33130.

MOTOR CARRIERS OF PASSENGERS

No. MC 29839 (Sub-No. 3 TA), filed August 18, 1966. Applicant: EVERGREEN STAGE LINE, INC., 2000 Columbia Way, Vancouver, Wash. Applicant's representative: John M. Hickson, Failing Building, Portland, Oreg. 97204. Authority sought to operate as a *common carrier*, by motor vehicle, over regular routes, transporting: *Passengers, their baggage and express*, between Portland, Oreg., and Washougal, Wash., from Portland, to Vancouver, Wash., over U.S. Highway 99, thence from Vancouver, over Evergreen Boulevard to Washougal, and return over the same routes, serving all intermediate points for 150 days. Supporting shippers: W. R. Dudley, Colonel, U.S. Army (Retired), 295 Date Street, Vancouver, Wash., Miss Ann E. Bowling, 4701 East Evergreen Highway, Vancouver, Wash., Florence Rath, 404 Edwards, Vancouver, Wash., Mrs. R. A. Rabitory, 6714 Sleret Avenue, Vancouver, Wash., Harriett M. McCord, Lincoln Building, Portland, Oreg., Alice White, 1913 East Evergreen Boulevard, Vancouver, Wash. Send protests to: S. F. Martin, District Supervisor, Bureau of Operations and Compliance, Interstate Commerce Commission, 450 Multnomah Building, Portland, Oreg. 97204.

By the Commission.

[SEAL]

H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-9258; Filed, Aug. 24, 1966; 8:47 a.m.]

[S.O. 981; 2d Rev. Pfahler's Car Distribution Direction '3-A]

ERIE-LACKAWANNA RAILROAD CO. AND CHICAGO & EASTERN ILLINOIS RAILROAD CO.

Boxcar Distribution

Upon further consideration of Second Revised Pfahler's Car Distribution Direction No. 3 (Erie-Lackawanna Railroad Co.—Chicago & Eastern Illinois Railroad Co.) and good cause appearing therefor:

It is ordered, That:

(a) Second Revised Pfahler's Car Distribution Direction No. 3 be, and it is hereby, vacated and set aside.

(b) Effective date: This direction shall become effective at 12:01 p.m., August 19, 1966.

It is further ordered, That a copy of this direction shall be served upon the Association of American Railroads, Car Service Division, as agent of all railroads subscribing to the car service and per diem agreement under the terms of that agreement; and that notice of this direction be given to the general public by depositing a copy in the Office of the Secretary of the Commission in Washington, D.C., and by filing it with the Director, Office of the Federal Register.

Issued at Washington, D.C., August 19, 1966.

INTERSTATE COMMERCE
COMMISSION,
H. R. LONGHURST,
Agent.

[SEAL]

[F.R. Doc. 66-9259; Filed, Aug. 24, 1966; 8:47 a.m.]

FOURTH SECTION APPLICATIONS FOR RELIEF

AUGUST 22, 1966.

Protests to the granting of an application must be prepared in accordance with Rule 140 of the general rules of practice (49 CFR 140) and filed within 15 days from the date of publication of this notice in the FEDERAL REGISTER.

LONG-AND-SHORT HAUL

FSA No. 40676—*Grain and grain products to points in trunkline and New England territories*. Filed by Traffic Executive Association—Eastern Railroads, agent (E.R. No. 2859), for interested rail carriers. Rates on grain and grain products, in carloads, from points in Illinois Freight Association, central territories and trunkline territory border points, to points in trunkline and New England territories.

Grounds for relief—Grouping and maintenance of destination rate relationships.

Tariff—Supplement 115 to Traffic Executive Association—Eastern Railroads, agent, tariff ICC C-375.

FSA No. 40677—*Chlorine to Foley, Fla.* Filed by Western Trunk Line Committee, agent (No. A-2466), for interested rail carriers. Rates on chlorine, in tank carloads, and in multiple shipments of not less than three tank carloads, from Wichita, Kans., to Foley, Fla.

Grounds for relief—Market competition.

Tariff—Supplement 18 to Western Trunk Line Committee, agent, tariff ICC A-4620.

FSA No. 40678—*Clay, kaolin, or pyrophyllite from Lowell, Fla.* Filed by O. W. South, Jr., agent (No. A4930), for interested rail carriers. Rates on clay, kaolin, or pyrophyllite, clay and water mixed and processed clay, in carloads, from Lowell, Fla., to points in western trunkline territory.

Grounds for relief—Market competition and rate relationship.

Tariff—Supplement 228 to Southern Freight Association, agent, tariff ICC S-40.

FSA No. 40679—*Liquid caustic soda to points in South Carolina*. Filed by Southwestern Freight Bureau, agent (No. B-8892), for interested rail carriers. Rates on liquid caustic soda, in tank carloads, from points in Louisiana and Texas, also Baldwin, Ark., and Wichita, Kans., to Bethune, Catawba, Mauldin, Taylors, Wallace, and Ware Shoals, S.C.

Grounds for relief—Market competition.

Tariffs—Supplement 129 to Southwestern Freight Bureau, agent, tariff ICC

4529 and 3 other schedules listed in the application.

By the Commission.

[SEAL] H. NEIL GARSON,
Secretary.

[F.R. Doc. 66-9260; Filed, Aug. 24, 1966;
8:47 a.m.]

DEPARTMENT OF THE TREASURY

Bureau of Customs

[Antidumping—ATS 643.3-P]

DARTBOARDS AND DARTGAMES FROM ENGLAND

Antidumping Proceeding Notice

AUGUST 17, 1966.

On June 30, 1966, the Commissioner of Customs received information in proper

form pursuant to the provisions of § 14.6 (b) of the Customs Regulations indicating a possibility that dartboards and dartgames imported from England are being, or likely to be, sold at less than fair value within the meaning of the Antidumping Act, 1921, as amended.

Ordinarily, merchandise is considered to be sold at less than fair value when the net, f.o.b. factory price for exportation to the United States is less than the net, f.o.b. factory price to purchasers in the home market, or, where appropriate, to purchasers in other countries, after due allowance is made, for differences in quantity and circumstances of sale.

A summary of the information received is as follows:

The imported dartboards and dartgames are being offered for sale in the United States at prices at least 45 percent lower than those shown for the same

dartboards and dartgames on the home consumption price list.

Having conducted a summary investigation pursuant to § 14.6(d)(1)(i) of the Customs Regulations and having determined on this basis that there are grounds for so doing the Bureau of Customs is instituting an inquiry pursuant to the provisions of § 14.6(d)(1)(ii), (2), and (3) of the Customs Regulations to determine the validity of the information.

The information was submitted by Haecker Industries Inc., Philadelphia, Pa.

This notice is published pursuant to § 14.6(d)(1)(i) of the Customs Regulations (19 CFR 14.6(d)(1)(i)).

[SEAL] EDWIN F. RAINS,
Acting Commissioner of Customs.

[F.R. Doc. 66-9283; Filed, Aug. 24, 1966;
8:49 a.m.]

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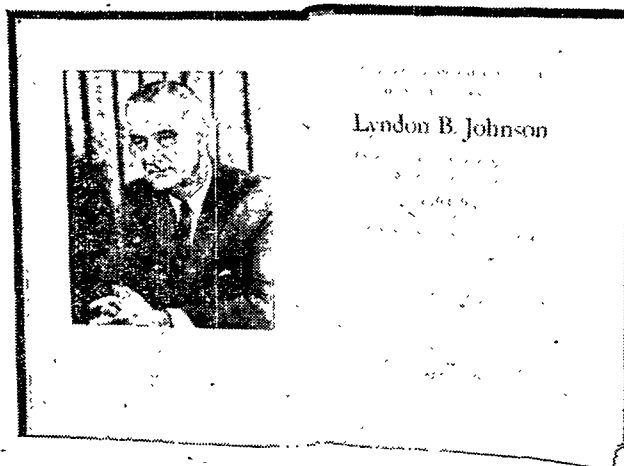
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